



**BOARD OF EXAMINERS OF NURSING CARE INSTITUTION ADMINISTRATORS AND  
ASSISTED LIVING FACILITY MANAGERS**

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**Douglas A. Ducey**  
Governor

**Jack Confer**  
Executive Director

**Board Members**

Ken Kidder, President  
Susan Archer, Vice President  
Pauline (Wally) Campbell, Member  
Fred Randolph, Member  
Melanie Seamans, Member  
James Steven, Member  
Rebecca Hill, Member  
Becky Brimhall, Member

**MINUTES REGULAR MEETING**

July 18, 2022

**CALL TO ORDER**

President Kidder called the meeting to order at 9:06 a.m.

**I. ROLL CALL**

President Kidder, Vice President Archer, Member Seamans, Member Brimhall, and Member Campbell were present in person; Member Hill and Member Steven were present by telephone.

Attendance: Executive Director Jack Confer, Chief Investigator Brandon Eaden, Licensing Administrator Mona Leonard, Project Specialist Elizabeth Bronold, Project Specialist Donita McGlasson, Assistant Attorney General Seamus Monaghan, and Assistant Attorney Monique Cody

**II. INTRODUCTION OF NEW BOARD MEMBER(S)**

Executive Director Confer introduced the new Board member, Becky Brimhall. Becky Brimhall will be filling the position of public member. Executive Director Confer introduced the new Board Member, Rebecca Hill. Rebecca Hill will be filling the position of a Board Member who has a family member in either a Skilled Nursing Facility or Assisted Living Facility.

**III. DECLARATION OF CONFLICTS OF INTEREST – A.R.S. § 38-503**

Member Brimhall stated that she has a conflict of interest with agenda item number VI(C), Cynthia Irish, she stated that she works with this individual. She also has a conflict of interest with agenda item VII(A)(11) Lida Cubillos.

**IV. CALL TO THE PUBLIC**

Debora Slater addressed the Board. She stated that she has been utilizing caregiver training online. She stated that online training has helped students in other areas. She stated that she feels online training is very important to her and the online school has attributed to the success of her participants. Executive Director Confer stated that there is an agenda item listed for the discussion of online training programs.

Nhor Latinovich also addressed the Board. She stated that ALAT is proposing a blended learning. She stated that this approach has been affective for the last two years. Nhor listed the benefits of having caregiver training available online for students. She stated that the industry is in need of caregivers, however, since the program went back to in person there has been a decline in participants.

**V. REVIEW, DISCUSSION AND POSSIBLE ACTION ON APPROVAL OF MINUTES**

- A. Draft Regular Meeting Minutes, May 23, 2022
- B. Draft Special Teleconference Minutes, June 13, 2022

Member Campbell made a motion seconded by President Kidder to approve the May 23, 2022 and June 13, 2022 Board Meeting minutes.

Member Hill requested that the May 23, 2022 minutes be finalized before approval by the Board.

Member Campbell withdraws her motion.

Member Campbell made a motion seconded by President Kidder to approve the June 13, 2022 minutes.

Motion passed (7-0).

Vote	President Kidder	Vice President Archer	Member Campbell	Member Seamans	Member Randolph	Member Hill	Member Brimhall	Member Steven
Yes	x	x	x	x		x	x	x
No								
Abstain								
Absent					x			

**VI. FORMAL ADMINISTRATIVE HEARINGS, PROPOSED CONSENT AGREEMENTS OR MOTION TO DEEM ALLEGATIONS ADMITTED:**

Formal Administrative Hearings, Consent Agreement or Motion to Deem Allegations Admitted.

**A. Paula Cox Complaint No. 21-27 (9:15AM)**

Paula Cox was not present at the meeting. AAG Monaghan presented the case for the Board. He stated that the respondent had a consent agreement in May 2021, but she failed to comply with the terms of the consent agreement. AAG Monaghan called witness Brandon Eaden. AAG Monaghan asked Chief Investigator Eaden to introduce himself and state his position on the Board. AAG Monaghan asked Chief Investigator Eaden to verify documents that were sent to Ms. Cox. Chief Investigator Eaden stated that the consent agreement does read that it could result in revocation if she does not comply with the terms of the consent agreement. AAG Monaghan requested that Exhibits 1-6 be submitted into evidence. President Kidder asked again if Paula Cox was in attendance. Ms. Cox was not in attendance of the meeting.

Member Hill asked why we did not accept Ms. Cox’s request to surrender her Manager’s Certificate when Ms. Cox emailed Chief Investigator Eaden. Executive Director Confer stated that a consent agreement for voluntary surrender was drafted and sent to Ms. Cox, however, Ms. Cox never signed the consent agreement.

President Kidder made a motion seconded by Member Campbell to adopt the allegations as findings of fact

Motion passed (7-0).

Vote	President Kidder	Vice President Archer	Member Campbell	Member Seamans	Member Randolph	Member Hill	Member Brimhall	Member Steven
Yes	x	x	x	x		x	x	x
No								
Abstain								
Absent					x			

President Kidder made a motion seconded by Vice President Archer to adopt the violations as conclusions of law.

Motion passed (7-0).

Vote	President Kidder	Vice President Archer	Member Campbell	Member Seamans	Member Randolph	Member Hill	Member Brimhall	Member Steven
Yes	x	x	x	x		x	x	x
No								
Abstain								
Absent					x			

President Kidder made a motion seconded by Vice President Archer for revocation of Paula Cox's Manager's Certificate.

Motion passed (7-0).

Vote	President Kidder	Vice President Archer	Member Campbell	Member Seamans	Member Randolph	Member Hill	Member Brimhall	Member Steven
Yes	x	x	x	x		x	x	x
No								
Abstain								
Absent					x			

**B. Catherine Sardella Complaint No. 21-87 (9:45AM)**

Catherine Sardella was not present at the meeting. AAG Monaghan presented the case for the Board. He summarized the consent agreement that was issued to Ms. Sardella. AAG Monaghan stated that he has been negotiating a consent agreement with Ms. Sardella.

The Board reviewed the proposed consent agreement.

President Kidder made a motion seconded by Member Campbell to accept the proposed consent agreement.

Motion passed (7-0).

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Vote	President Kidder	Vice President Archer	Member Campbell	Member Seamans	Member Randolph	Member Hill	Member Brimhall	Member Steven
Yes	x	x	x	x		x	x	x
No								
Abstain								
Absent					x			

President Kidder made a motion seconded by Vice President Archer to vacate the hearing.

Motion passed (7-0).

Vote	President Kidder	Vice President Archer	Member Campbell	Member Seamans	Member Randolph	Member Hill	Member Brimhall	Member Steven
Yes	x	x	x	x		x	x	x
No								
Abstain								
Absent					x			

**C. Cynthia Irish Complaint No. 21-65 (10:15AM)**

Cynthia Irish was present at the meeting. Vice President Archer stated that she does know Ms. Irish, however, she does not have any independent knowledge of the case.

AAG Monaghan requested that the Board review the proposed consent agreement. He requested that if the board does not accept the consent agreement to modify the consent agreement.

President Kidder made a motion seconded by Vice President Archer to accept the consent agreement and vacate the formal hearing.

Cynthia Irish stated that the service plans were done by the service director or a nurse. She stated that she is not a nurse and could not do the service plans. She stated that there is a nurse on duty 24/7 at the facility.

Motion passed (6-0-1). Member Brimhall was recused.

Vote	President Kidder	Vice President Archer	Member Campbell	Member Seamans	Member Randolph	Member Hill	Member Brimhall	Member Steven
Yes	x	x	x	x		x		x
No								
Abstain							x	
Absent					x			

10:30 am President Kidder called for a 10-minute break.

**VII. REVIEW, DISCUSSION AND POSSIBLE ACTION ON COMPLAINT CASE REVIEWS**

**MORNING CONSENT AGENDA:**

Consent agenda items may be considered as a single action unless a Board member or interested party wishes to remove an item for discussion.

A. Staff Recommendation for Disciplinary Consent Agreement(s):

**2. 2022-NCI-0018 Bethel Kebede Manager**

Bethel Kebede was not present at the meeting. Chief Investigator Eaden informed the Board that Ms. Kebede was out of the country and would not be returning. Chief Investigator Eaden summarized the case for the Board.

President Kidder made a motion seconded by Member Seamans that based upon the information contained in the investigation report, the Board finds sufficient evidence of a violation of A.R.S. § 36-446.07(B)(3) as defined by A.R.S. § 36-446 (10)(a) for unprofessional conduct and AAC R4-33-407(A)(B)(1), in complaint number 2022-NCI-0018 involving manager Bethel Kebede and to offer a consent agreement to be signed within 10 days or the matter will proceed to formal hearing. The terms shall include the following to be completed within 3 months:

- a) Voluntary surrender of certificate.

Motion passed (7-0).

Vote	President Kidder	Vice President Archer	Member Campbell	Member Seamans	Member Randolph	Member Hill	Member Brimhall	Member Steven
Yes	x	x	x	x		x	x	x
No								
Abstain								
Absent					x			

**3. 2022-NCI-0029 Betty Lester Manager**

Betty Lester was not present at the meeting and the case was moved to the next meeting.

**4. 2022-NCI-0035 Ray Serafino Jr Manager**

Chief Investigator Eaden summarized the case for the Board. Ray Serafino Jr. was present at the meeting and answered the questions from the Board. Mr. Serafino stated that the original deficiencies occurred years ago and they just recently received repeat deficiencies. Mr. Serafino stated that his home is licensed for ten beds. He stated that the deficiencies occurred because he was in the hospital for five weeks and he was not fully recovered when he was discharged from the hospital. He stated that his wife is the assistant manager and the designee. He stated that he has been the manager of the home for 32 years.

Mr. Serafino stated that the surveyor informed him at the Covid-19 screening rules are no longer in effect. Mr. Serafino stated that on a normal basis for his infection control they are still cleaning the facility, doing laundry every day, visitors and staff wear masks, and there is a log of visitors at the facility. Mr. Serafino stated that he was told that there is no mandatory employee education. During his hiring process there is a check off sheet the employees must sign.

President Kidder made a motion seconded by Member Seamans that based upon the information contained in the investigation report, the Board finds sufficient evidence of a violation of A.R.S. § 36-446.07(B)(3) as defined by A.R.S. § 36-446 (10)(a) for unprofessional conduct and AAC R4-33-407(A)(B)(1), in complaint number 2022-NCI-0035 involving manager Ray Serafino Jr and to offer a consent agreement to be signed

within 10 days or the matter will proceed to formal hearing. The terms shall include the following to be completed within 3 months:

- a) Reimbursement of investigative costs in the amount of \$146.00
- b) 3 hours of Board approved continuing education in in service plans
- c) 3 hours of Board approved continuing education in communicable diseases

Motion passed (7-0).

Vote	President Kidder	Vice President Archer	Member Campbell	Member Seamans	Member Randolph	Member Hill	Member Brimhall	Member Steven
Yes	x	x	x	x		x	x	x
No								
Abstain								
Absent					x			

C. Staff Recommendation for Dismissal(s)

- |     |               |                        |         |
|-----|---------------|------------------------|---------|
| 1.  | 2022-NCI-0030 | Rosita Rodas           | Manager |
| 2.  | 2022-NCI-0033 | Jean Arnold            | Manager |
| 3.  | 2022-NCI-0039 | Ronnie Ingram          | Manager |
| 4.  | 2022-NCI-0041 | Victor De Jesus        | Manager |
| 5.  | 2022-NCI-0057 | Alyssa Brandon         | Manager |
| 6.  | 2022-NCI-0076 | Anna Sarres            | Manager |
| 7.  | 2022-NCI-0081 | Haralambos Babaletskos | Manager |
| 8.  | 2022-NCI-0082 | Isabella Conte         | Manager |
| 9.  | 2022-NCI-0083 | Raymond Thomas         | Manager |
| 10. | 2022-NCI-0089 | Kellie Moats           | Manager |
| 11. | 2022-NCI-0092 | Holly Gavazzi          | Manager |
| 12. | 2022-NCI-0093 | Nicholas Radeka        | Manager |
| 13. | 2022-NCI-0094 | Lisa Haman             | Manager |
| 14. | 2022-NCI-0095 | Catherine L LaCourt    | Manager |
| 15. | 2022-NCI-0096 | Amy McWilliams         | Manager |
| 16. | 2022-NCI-0097 | Rayann L Jones         | Manager |
| 17. | 2022-NCI-0109 | Taryn Pratt            | Manager |
| 18. | 2022-NCI-0112 | Armando Alaan          | Manager |
| 19. | 2022-NCI-0114 | Victoria Wint          | Manager |
| 21. | 2022-NCI-0117 | Brady Garard           | Manager |
| 22. | 2022-NCI-0121 | Stephanie Acuna        | Manager |
| 23. | 2022-NCI-0122 | Sylvia Mulshine        | Manager |
| 24. | 2022-NCI-0123 | Deborah Barth          | Manager |
| 25. | 2022-NCI-0127 | Dennis Craft           | Manager |
| 26. | 2022-NCI-0136 | Cincy Sakura King      | Manager |
| 27. | 2022-NCI-0147 | Isabelita del Rosario  | Manager |

President Kidder made a motion seconded by Vice President Archer to dismiss complaints listed in agenda items VII(C)(1-27).

Motion passed (7-0).

Vote	President Kidder	Vice President Archer	Member Campbell	Member Seamans	Member Randolph	Member Hill	Member Brimhall	Member Steven
Yes	x	x	x	x		x	x	x
No								
Abstain								
Absent					x			

B. Staff Recommendation for Non-Disciplinary Letter of Concern(s):

**1. 2022-NCI-0125 Sherry Farnsworth Manager**

President Kidder made a motion seconded by to issue a non-disciplinary letter of concern to manager Sherry Farnsworth. The Board's concern is that toxic chemicals were not stored in a locked cabinet.

Motion passed (7-0).

Vote	President Kidder	Vice President Archer	Member Campbell	Member Seamans	Member Randolph	Member Hill	Member Brimhall	Member Steven
Yes	x	x	x	x		x	x	x
No								
Abstain								
Absent					x			

**2. 2022-NCI-0157 Samuel Kibera Wanjohi Manager**

Chief Investigator Eaden summarized the case for the Board. Samuel Wanjohi was not present at the meeting.

President Kidder made a motion seconded by Member Seamans to issue a non-disciplinary letter of concern. The Board's concern is the Manager failed to ensure a personal care resident's service plan was signed and dated.

Motion passed (7-0).

Vote	President Kidder	Vice President Archer	Member Campbell	Member Seamans	Member Randolph	Member Hill	Member Brimhall	Member Steven
Yes	x	x	x	x		x	x	x
No								
Abstain								
Absent					x			

A. Staff Recommendation for Disciplinary Consent Agreement(s):

**1. 21-175 Cheryl Wartenberg Administrator**

Chief Investigator Eaden summarized the complaint for the Board. Cheryl Wartenberg was not present at the meeting. President Kidder stated that the Board can make a better determination if there was unprofessional conduct if Ms. Wartenberg was present to answer the Board's questions.

President Kidder made a motion seconded by Member Seamans to move the case to the next board meeting so that board staff can investigate further.

Motion passed (7-0).

Vote	President Kidder	Vice President Archer	Member Campbell	Member Seamans	Member Randolph	Member Hill	Member Brimhall	Member Steven
Yes	x	x	x	x		x	x	x
No								
Abstain								
Absent					x			

**VI. FORMAL ADMINISTRATIVE HEARINGS, PROPOSED CONSENT AGREEMENTS OR MOTION TO DEEM ALLEGATIONS ADMITTED:**

**E. Lady Winnie Oulanyah Complaint No 21-74 (11:00AM)**

AAG Monaghan summarized the case for the Board. AAG stated that Lady Winnie Oulanyah did sign the consent agreement.

President Kidder made a motion seconded by Member Campbell to accept the consent agreement and vacate the hearing.

Motion passed (7-0).

Vote	President Kidder	Vice President Archer	Member Campbell	Member Seamans	Member Randolph	Member Hill	Member Brimhall	Member Steven
Yes	x	x	x	x		x	x	x
No								
Abstain								
Absent					x			

**VII. REVIEW, DISCUSSION AND POSSIBLE ACTION ON COMPLAINT CASE REVIEWS**

**MORNING CONSENT AGENDA:**

Consent agenda items may be considered as a single action unless a Board member or interested party wishes to remove an item for discussion.

**A. Staff Recommendation for Disciplinary Consent Agreement(s):**

**5. 2022-NCI-0058 Petra Preda Manager**

Chief Investigator Eaden summarized the case for the Board. Petra Preda was present at the meeting and answered the questions from the Board. Ms. Preda stated that she has worked at this facility since 2012 and the home is licensed for ten beds.

Member Seamans made a motion seconded by Vice President Archer that based upon the information contained in the investigation report, the Board finds sufficient evidence of a violation of A.R.S. § 36-446.07(B)(3) as defined by A.R.S. § 36-446 (10)(a) for unprofessional conduct and AAC R4-33-407(A)(B)(1), in complaint number 2022-NCI-0058 involving manager Petra Preda and to offer a consent agreement to be signed within 10 days or the matter will proceed to formal hearing. The terms shall include the following to be completed within 3 months:

- a) Reimbursement of investigative costs \$146.00
- b) 3 hours of Board approved continuing education in service plans
- c) 3 hours of Board approved continuing education communicable diseases



d) 3 hours of Board approved continuing education personnel requirements

Motion passed (7-0).

Vote	President Kidder	Vice President Archer	Member Campbell	Member Seamans	Member Randolph	Member Hill	Member Brimhall	Member Steven
Yes	x	x	x	x		x	x	x
No								
Abstain								
Absent					x			

**6. 2022-NCI-0075**

**Jody Christian**

**Manager**

**7. 2022-NCI-0207**

**Jody Christian**

**Manager**

Chief Investigator Eaden summarized the case for the Board. Jody Christian was not present at the meeting.

President Kidder made a motion seconded by Member Campbell that based upon the information contained in the investigation report, the Board finds sufficient evidence of a violation of A.R.S. § 36-446.07(B)(3) as defined by A.R.S. § 36-446 (10)(a) for unprofessional conduct and AAC R4-33-407(A)(B)(1), in complaint number 2022-NCI-0075 and 2022-NCI-0207 involving manager Jody Christian and to offer a consent agreement to be signed within 10 days or the matter will proceed to formal hearing. The terms shall include the following to be completed within 3 months:

- a) Voluntary surrender of certificate.

Motion passed (7-0).

Vote	President Kidder	Vice President Archer	Member Campbell	Member Seamans	Member Randolph	Member Hill	Member Brimhall	Member Steven
Yes	x	x	x	x		x	x	x
No								
Abstain								
Absent					x			

**8. 2022-NCI-0091**

**Rosanna Barretto**

**Manager**

Chief Investigator Eaden summarized the case for the Board. Rosanna Barretto was present at the meeting and answered the questions from the Board. Ms. Barretto stated she now keeps a book to stay more organized with her service plans. She stated that she has created her own checklist to ensure she does not have any future issues with service requests. Ms. Barretto stated that there must be a disaster drill every three months and an evacuation every 6 months. She stated that bed bound residents must have a written order signed by a doctor or a PA stating that the resident is to not be moved during a disaster drill or evacuation. She stated that she has other group homes that she can call as a consultant. She stated that one of the patients that was on hospice did not receive their medications from the hospice pharmacy. Ms. Barretto stated that now she will ensure that she has the medications before the patient arrives. She stated that she spends about 40 hours a week at the home.

President Kidder made a motion seconded by Vice President Archer to issue a non-disciplinary letter of concern. The Board's concern is the manager failed to provide sufficient documentation for each resident.

Motion passed (6-1). Member Hill voted nay.

Vote	President Kidder	Vice President Archer	Member Campbell	Member Seamans	Member Randolph	Member Hill	Member Brimhall	Member Steven
Yes	x	x	x	x			x	x
No						x		
Abstain								
Absent					x			

**9. 2022-NCI-0099**

**Fuanjia Fuangunyi**

**Manager**

Chief Investigator Eaden summarized the case for the Board. Fuanjia Fuangunyi was present at the meeting and answered the questions from the Board. She stated coffee was spilled on the MAR and the caregiver was filling out a new form, so there was nothing to show the surveyor. She stated that there is now a rule that prohibit food and drinks from being in the area where the MAR is filled out. She stated that the facility has been closed down since the survey. She stated that five of the deficiencies were from before she became the manager of the home. Faunjia stated that she was not aware that the facility had deficiencies before she started.

Member Steven made a motion seconded by Member Hill that based upon the information contained in the investigation report, the Board finds sufficient evidence of a violation of A.R.S. § 36-446.07(B)(3) as defined by A.R.S. § 36-446 (10)(a) for unprofessional conduct and AAC R4-33-407(A)(B)(1), in complaint number 2022-NCI-0099 involving manager Fuanjia Fuangunyi and to offer a consent agreement to be signed within 10 days or the matter will proceed to formal hearing. The terms shall include the following to be completed within 3 months:

- a) Voluntary surrender of certificate.

Motion fails (3-4).

Vote	President Kidder	Vice President Archer	Member Campbell	Member Seamans	Member Randolph	Member Hill	Member Brimhall	Member Steven
Yes				x		x		x
No	x	x	x				x	
Abstain								
Absent					x			

President Kidder made a motion seconded by Member Campbell that based upon the information contained in the investigation report, the Board finds sufficient evidence of a violation of A.R.S. § 36-446.07(B)(3) as defined by A.R.S. § 36-446 (10)(a) for unprofessional conduct and AAC R4-33-407(A)(B)(1), in complaint number 2022-NCI-0099 involving manager Fuanjia Fuangunyi and to offer a consent agreement to be signed within 10 days or the matter will proceed to formal hearing. The terms shall include the following to be completed within 6 months:

- a) Reimbursement of investigative costs \$204.00
- b) Successfully complete the 40-hour manager training course
- c) Successfully pass the Arizona Manager Certification Exam
- d) Attend 5 Board meetings over the next 6 months

Motion passed (7-0).



Absent						x		
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**11. 2022-NCI-0110**

**Lida Cubillos**

**Manager**

President Kidder made a motion seconded by Member Campbell to continue this case to the next Board meeting.

Motion passed (6-0-1). Member Brimhall was recused.

Vote	President Kidder	Vice President Archer	Member Campbell	Member Seamans	Member Randolph	Member Hill	Member Brimhall	Member Steven
Yes	x	x	x	x		x		x
No								
Abstain							x	
Absent					x			

**12. 2022-NCI-0116**

**Gladys Rosa**

**Manager**

Chief Investigator Eaden summarized the case for the Board. Gladys Rosa was present at the meeting along with Jose Centeno who is a caregiver for Ms. Rosa. Jose Centeno stated that the TB tests were done but they were in a separate folder and they were not put in individual employee folders. The residents also had TB tests done and documented but there was an administrative error and the TB documents were not in the correct location. Mr. Centeno stated that this documentation was sent to DHS after the survey. He stated that now there will be checks done to ensure that all of the documents are in the correct location. He stated that the surveyor was there on a complaint and she only asked questions centered around the complaint that was received by DHS.

President Kidder made a motion seconded by Member Campbell that based upon the information contained in the investigation report, the Board finds sufficient evidence of a violation of A.R.S. § 36-446.07(B)(3) as defined by A.R.S. § 36-446 (10)(a) for unprofessional conduct and AAC R4-33-407(A)(B)(1), in complaint number 2022-NCI-0116 involving manager Gladys Rosa and to offer a consent agreement to be signed within 10 days or the matter will proceed to formal hearing. The terms shall include the following to be completed within 3 months:

- a) Reimbursement of investigative costs in the amount of \$175.00
- b) 3 hours of Board approved continuing education in record keeping
- c) 3 hours of Board approved continuing education in emergency disaster preparedness

Motion passed (7-0).

Vote	President Kidder	Vice President Archer	Member Campbell	Member Seamans	Member Randolph	Member Hill	Member Brimhall	Member Steven
Yes	x	x	x	x		x	x	x
No								
Abstain								
Absent					x			

**13. 2022-NCI-0124**

**Lydia Creel**

**Manager**

Chief Investigator Eaden summarized the case for the Board. Lydia Creel was present at the meeting and answered the questions from the Board. Ms. Creel stated that she works at the facility two hours a day. She stated that she was not at the home at the time of the survey. She stated that she has completed additional

training in personnel requirements and record keeping. She stated she also works three days a week in the hospital and she manages a second home. She stated that the owner is implementing corrections to ensure compliance. Ms. Creel stated that all of her employees now have fingerprint clearance cards. She stated that she understands the importance of the fingerprint clearance card and understand the reason for the requirement.

President Kidder made a motion seconded by Member Seamans that based upon the information contained in the investigation report, the Board finds sufficient evidence of a violation of A.R.S. § 36-446.07(B)(3) as defined by A.R.S. § 36-446 (10)(a) for unprofessional conduct and AAC R4-33-407(A)(B)(1), in complaint number 2022-NCI-0124 involving manager Lydia Creel and to offer a consent agreement to be signed within 10 days or the matter will proceed to formal hearing. The terms shall include the following to be completed within 3 months:

- a) Reimbursement of investigative costs in the amount of \$175.00
- b) Successfully complete the 40-hour manager training course
- c) Successfully pass the Arizona Manager Certification Exam

Motion passed (7-0).

Vote	President Kidder	Vice President Archer	Member Campbell	Member Seamans	Member Randolph	Member Hill	Member Brimhall	Member Steven
Yes	x	x	x	x		x	x	x
No								
Abstain								
Absent					x			

**14. 2022-NCI-0139**

**Meriam J Aguillo**

**Manager**

Executive Director Confer summarized the case for the Board. Meriam Aguillo was present at the meeting and answered the questions from the Board. Ms. Aguillo stated that she has been a manager at this facility since March 2021. She stated that the assistant manager, Alelia Quintana, is at the facility full time. She stated that after the survey she fixed the deficiencies immediately. She stated that her certificate was hanging at the facility but she was not involved in verifying documentation. The owner did not try to find another manager while Ms. Aguillo was absent from the facility for 6 months due to health reasons.

President Kidder made a motion seconded by Member Campbell that based upon the information contained in the investigation report, the Board finds sufficient evidence of a violation of A.R.S. § 36-446.07(B)(3) as defined by A.R.S. § 36-446 (10)(a) for unprofessional conduct and AAC R4-33-407(A)(B)(1), in complaint number 2022-NCI-0139 involving manager Meriam Aguillo and to offer a consent agreement to be signed within 10 days or the matter will proceed to formal hearing. The terms shall include the following to be completed within 3 months:

- a) Voluntary surrender of certificate.

Motion passed (6-1).

Vote	President Kidder	Vice President Archer	Member Campbell	Member Seamans	Member Randolph	Member Hill	Member Brimhall	Member Steven
Yes	x		x	x		x	x	x
No		x						
Abstain								
Absent					x			



Yes	x	x	x	x		x	x	x
No								
Abstain								
Absent					x			

**3. 2022-NCI-0086**

**David DeRushia**

**Manager**

Chief Investigator Eaden summarized the case for the Board. David DeRushia was present at the meeting and answered the questions from the Board. David DeRushia stated he is no longer with the facility. Mr. DeRushia stated that there was no evidence to show that there was puddle of water. There was a meeting with all staff members to determine if there was a puddle of water. The fall itself was also not able to be substantiated. He stated that the facility does not use straps or restraints so the allegation that a resident was being dragged from her room was not substantiated. He stated that there was education provided to the nursing staff on monitoring. Mr. DeRushia stated that the resident is still at the facility, and they have restrictions on who can visit.

President Kidder made a motion seconded by Member Campbell to dismiss complaint 2022-NCI-0086 against David DeRushia.

Motion passed (7-0).

Vote	President Kidder	Vice President Archer	Member Campbell	Member Seamans	Member Randolph	Member Hill	Member Brimhall	Member Steven
Yes	x	x	x	x		x	x	x
No								
Abstain								
Absent					x			

**4. 2022-NCI-0088**

**Esther Atanmo**

**Manager**

Chief Investigator Eaden summarized the case for the Board. Esther Atanmo was not present at the meeting.

Vice President Archer made a motion seconded by President Kidder to dismiss complaint 2022-NCI-0088 Esther Atanmo.

Motion passed (6-1) Member Hill voted nay.

Vote	President Kidder	Vice President Archer	Member Campbell	Member Seamans	Member Randolph	Member Hill	Member Brimhall	Member Steven
Yes	x	x	x	x			x	x
No						x		
Abstain								
Absent					x			

**A. Staff Recommendation for Disciplinary Consent Agreement(s):**

**1. 2022-NCI-0053**

**Solomon Maniraguha**

**Manager**

Chief Investigator Eaden summarized the case for the Board. Solomon Maniraguha was present at the meeting and answered the questions from the Board. Mr. Maniraguha stated he worked as a manager at the facility 4-12 hours a week. He was managing another home during that time as well. He stated that the owner of the home does the hiring for the facility.





Absent						x		
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**4. 2022-NCI-0077 Amalia Bondar Manager**

Chief Investigator Eaden summarized the case for the Board. Amalia Bondar was present at the meeting and answered the questions from the Board. Ms. Bondar stated that one of the residents has a history of falls and broken bones. Ms. Bondar stated that she came to an agreement with the resident’s power of attorney to put the resident’s mattress on the floor. Ms. Bondar stated that she moved the potty chair next to the bed and left a little light on so that the resident could pivot in the night from the bed to the toilet on her own. This correction works for the resident and the resident’s power of attorney.

President Kidder made a motion seconded by Member Seamans that the Board issue a non-disciplinary letter of concern. The Board’s concern is that the manager failed to maintain a restraint free environment for one resident.

Motion passed (7-0).

Vote	President Kidder	Vice President Archer	Member Campbell	Member Seamans	Member Randolph	Member Hill	Member Brimhall	Member Steven
Yes	x	x	x	x		x	x	x
No								
Abstain								
Absent					x			

**5. 2022-NCI-0087 Fadi E. Tamer Manager**

Chief Investigator Eaden summarized the case for the Board. Fadi Tamer was present at the meeting and answered questions from the Board. Mr. Tamer stated that he has completed continuing education in the area of documentation and the caregiver had continuing education since the survey. He stated that the thermometer on the refrigerator was broken so he bought a new one to replace it.

President Kidder made a motion seconded by Member Campbell that based upon the information contained in the investigation report, the Board finds sufficient evidence of a violation of A.R.S. § 36-446.07(B)(3) as defined by A.R.S. § 36-446 (10)(a) for unprofessional conduct and AAC R4-33-407(A)(B)(1), in complaint number 2022-NCI-0087 involving manager Fadi Tamer and to offer a consent agreement to be signed within 10 days or the matter will proceed to formal hearing. The terms shall include the following to be completed within 3 months:

- a) Reimbursement of investigative costs in the amount of \$146.00
- b) 3 hours of Board approved continuing education in medication management

Motion passed (7-0).

Vote	President Kidder	Vice President Archer	Member Campbell	Member Seamans	Member Randolph	Member Hill	Member Brimhall	Member Steven
Yes	x	x	x	x		x	x	x
No								
Abstain								
Absent					x			

**6. 2022-NCI-0126 Russ Razinn Manager**

Chief Investigator Eaden summarized the case for the Board. Russ Razinn was present at the meeting and answered the questions from the Board. Mr. Razinn stated that he has been the manager for four years. He spends eight hours a week at the facility. Mr. Razinn clarified that he is physically at the facility eight hours a week, but he does work from home as well. He stated that he has instructed his caregivers to not pass medication if they are distracted to avoid errors. He stated that the caregivers were distracted with the surveyor so that did not do the medication pass.

President Kidder made a motion seconded by Vice President Archer that based upon the information contained in the investigation report, the Board finds sufficient evidence of a violation of A.R.S. § 36-446.07(B)(3) as defined by A.R.S. § 36-446 (10)(a) for unprofessional conduct and AAC R4-33-407(A)(B)(1), in complaint number 2022-NCI-0126 involving manager Russ Razinn and to offer a consent agreement to be signed within 10 days or the matter will proceed to formal hearing. The terms shall include the following to be completed within 3 months:

- c) Reimbursement of investigative costs in the amount of \$175.00
- d) 3 hours of Board approved continuing education in medication management
- e) 3 hours of Board approved continuing education in environmental standards
- f) 3 hours of Board approved continuing education in personnel requirements

Motion passed (7-0).

Vote	President Kidder	Vice President Archer	Member Campbell	Member Seamans	Member Randolph	Member Hill	Member Brimhall	Member Steven
Yes	x	x	x	x		x	x	x
No								
Abstain								
Absent					x			

**7. 2022-NCI-0148 Belinda Costa Manager**

Chief Investigator Eaden summarized the case for the Board. Belinda Costa was present at the meeting and answered the questions from the Board. Ms. Costa stated she has worked as a manager at the facility since April 2022.

President Kidder stated that we will continue this case since the Board members do not have the correct materials.

**8. 2022-NCI-0150 Monique Joy Manager**

This case was moved to the next meeting.

**III. EXECUTIVE DIRECTOR REPORT**

**F. ALTS- Assisted Living Training School, Request for Blended Learning Curriculum**

Executive Director Confer briefly discussed the idea of a blended learning curriculum for training schools.

President Kidder stated that it would be a good idea to have a subcommittee for this matter. Member Hill, Member Campbell, and Vice President Archer expressed interest in being on the subcommittee.

**G. Board Notification Letter, Melanie Seamans**

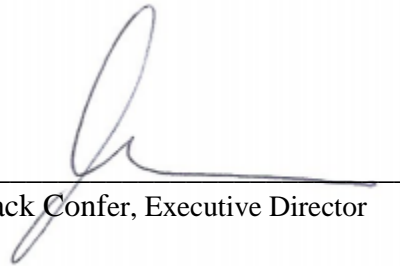
Member Seamans stated that she will no longer be on the NCIA Board.

**IV. FUTURE ITEMS AND MEETING DATES**

August 8, 2022  
September 19, 2022

V. **ADJOURNMENT**

President Kidder Adjourned the meeting at 3:51 pm.



Jack Confer, Executive Director

FINAL