

**VIRGINIA HIGHLANDS LOCAL HUMAN RIGHTS COMMITTEE**  
**DRAFT MINUTES**  
**March 11, 2014**

**MEMBERS PRESENT:**

Mark Fendig, Vice Chair  
Elvera McLees  
Joann Johns  
Beverly Derian  
Rachel Jones  
Willie McFarlane

**MEMBERS ABSENT:**

Denton Staley

**OTHERS PRESENT:**

Cynthia McClaskey, Facility Director  
Zachary Hammons, M.D.  
Kristen Gardner, Psy. D.  
Nan Neese, Regional Human Rights Advocate

Mark Fendig, Chairman, called to order a special meeting of the Virginia Highlands LHRC. Following introductions, Mr. Fendig acknowledged receipt of the request for review of a proposed individualized treatment submitted by Nan Neese, Regional Human Rights Advocate. He stated that the conduct of this review was the sole purpose of this special meeting.

Mr. Fendig asked for a motion for closed session. Dr. Elvera McLees moved that the LHRC go into closed session pursuant to VA Code §2.2-3711. A. (4) for the purpose of protecting the privacy of individuals in personal matters not related to public business and (15) the discussion of medical and mental records, namely, to conduct a review of an individual service plan involving restriction. The motion was seconded and approved.

Motion was made and seconded that each member certify that to the best of their knowledge only matters lawfully exempted from open meetings requirements were heard, discussed, or considered. Each member replied to that effect.

Rachel Jones made the motion that, having heard testimony from Dr. Gardner and Dr. Hammons, the LHRC finds that SWVMHI has provided significant evidence to justify the restriction on this individual's right to participate meaningfully in this decision regarding her treatment and assures this Committee that such course of treatment will only be provided with the informed consent of the duly designated Authorized Representative. Furthermore, it is the expectation of this Committee that the Team will continue to make every effort to engage her in treatment decisions.

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Mark Fendig, Chairman