

AGENDA
BOARD OF EXAMINERS FOR NURSING
Department of Public Health
410 Capitol Avenue, Hartford, CT
May 11, 2022 - 8:30 AM

Chair Updates
Additional Agenda Items and Reordering of Agenda
Open Forum
National Council of State Boards of Nursing - Update

CONNECTICUT LEAGUE FOR NURSING – Bi-Monthly Update

SCHOOL ISSUES

- *Griffin Hospital, School of Allied Health Careers – Notice of Intent for LPN Program*
- *Connecticut League For Nursing – Pre-licensure education program statistics*
- *Arizona College of Nursing – Feasibility Study*

SCOPE OF PRACTICE

March 2022

MOTION TO WITHDRAW STATEMENT OF CHARGES

- *Stephanie Ryan, R.N* *Petition No.: 2019-326* *Staff Attorney Linda Fazzina*

HEARINGS

- *Tammy Piccirillo LPN – License Reinstatement Hearing* *Staff Attorney*
- *Nicole M. Holiday a/k/a Desrosiers, R.N., A.P.R.N.* *Petition No. 2022-175* *Staff Attorney Craig Sullivan*
- *Maureen Hurley, RN - Petition No. 2019-732* *Staff Attorney Linda Fazzina*
- *Jennifer Scanlon, RN - Petition No. 2021-298* *Staff Attorney Linda Fazzina*
- *Sheryl Lacoursiere, RN, APRN* *Petition Nos. 2021-1072; 2021-1199* *Staff Attorney Joelle Newton*

Board of Examiners for Nursing - Meeting/Hearings via Microsoft TEAMS

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BOEN meeting 05/11/2022

1. Griffin Hospital, School of Allied Health Careers- For Your Information

Griffin Hospital is providing written notice of intent to open and operate a Licensed Practical Nursing (LPN) Program within the Griffin Hospital School of Allied Health Careers. The intended start date is Fall 2022, it will be a day program and in the first year the program can accommodate 15 students in the first cohort, 20 students in the second cohort and 25 students in the third cohort (total available capacity 60 students for the first year). In the 2nd and 3rd years the projected enrollment will be 30 students per cohort with 3 cohort onboarding times per year for a capacity of 90 total students per year.

2. Connecticut League for Nursing (CLN):

CLN has provided the student data for the calendar year 2021 for the annual pre-licensure LPN and RN education programs survey.

3. Arizona College of Nursing (AZCN) :

- a. AZCN has provided a Feasibility Study and Program Proposal and is requesting to establish a prelicensure Bachelor of Science in Nursing Degree Program.
- b. AZCN is requesting approval of the appointment of **Diane Smith Levine, EdD, MSN, MHA, BSN, RN, CNE** as the Dean of Nursing/Program Administrator as of 01/06/2022 of the proposed program. Dr. Smith Levine earned a Diploma in Nursing from Holzer School of Nursing in 06/1982, a Bachelor of Science in Nursing and a Master of Healthcare Administration from Ohio University in 06/1994 and 06/2001 respectively, a Master of Science on Nursing from University of Phoenix in 05/2005 and a Doctorate in Education from Grand Canyon University in 03/2020. Dr. Smith Levine's educational experiences include public health educator and grant writer for a local health department, clinical nursing professor at Hocking College, clinical instructor at University of Rio Grande, faculty facilitator and manager of branch campus- BSN at Marshall University, faculty for the Associate Degree Program and the Practical Nursing Program at Lakeland College, Assistant Professor Lakeview College of Nursing, Assistant Professor of Nursing at Ohio University, Academic Coach/Teaching Assistant for Instructional Connections, adjunct Professor of Nursing, Associate Professor of Nursing, Nursing Department Faculty Chair, Manager, Accreditation and Professional Regulation, and Lead Senior Manager of State Licensing and Regulation for Chamberlain University College of Nursing and Director, Nursing Regulatory Affairs at Arizona College of Nursing. Dr. Smith Levine's clinical experiences include staff/charge nurse and nurse manager for acute care

hospitals, consultant for legal expertise for regulatory compliance and standard of care and staff nurse volunteer in a clinic.



Notice of Intent

TO: Dr. Patricia C. Bouffard
The Connecticut Board of Examiners for Nursing
410 Capitol Avenue, MS #13PHO
P.O. Box 340308
Hartford, CT 06134-0308

FROM: Griffin Hospital School of Allied Health Careers
300 Seymour Avenue, Suite 206
Derby, CT 06418-1343

DATE: April 1, 2022

Dear Dr. Patricia C. Bouffard,

Griffin Hospital offers this written notice of intent to open and operate a Licensed Practical Nursing (LPN) Program within the Griffin Hospital School of Allied Health Careers. The intent of this LPN program is to offer an ACEN accredited educational program rooted in evidence-based nursing and inquiry to strengthen the Connecticut nursing workforce and bolster economic job growth within our community.

The program intended start date would be Fall 2022. It will be a day program that can accommodate 15 students in the first cohort, 20 students in the second cohort, and 25 students in the 3rd cohort for total available capacity of 60 students for the first year. In the 2nd and 3rd year, our projected capacity enrollment will be 30 students per cohort with 3 cohort onboarding times per year, for a capacity of 90 total students per year.

We look forward to sharing our detailed program overview and required standards to the Board of Nurse Examiners in the near future.

Sincerely,

A handwritten signature in black ink, appearing to read "Amanda R. Safer".

Amanda R. Safer DNP, CNS, RN, NEA-BC
Griffin Hospital School of Allied Health Careers
Executive Dean and Professor of Nursing
Tel: 203-732-7522
Fax: 203-732-1121
abell@Griffinhealth.org

2022 CT Registered Nurse (RN) Pre-Licensure Education Programs- Statewide Student Statistics Report for CT SBEN
 Student Data Collected- Calendar Year 2021

School/University	Degree/Program	New Student Seat Capacity	Qualified Applicants	Total Admitted	Waitlisted	Applicants Accepted But Did Not Enroll	New Enrollees	New Cohorts	LPN Enrollees	Graduated	Total Student Enrollees	Withdrawn	Attrition Rate	Females	Males
Yale University	M	108	167	149	18	54	90	1	0	98	90	0	0%	77	13
Central Connecticut State University	B	75	72	72	0	3	69	1	2	46	274	7	3%	223	51
Naugatuck Valley Community College	AD	125	349	151	26	14	132	1	27	117	367	24	7%	309	58
Saint Vincent's College	AD	180	689	237	0	100	137	3	27	67	396	18	5%	358	38
Western CT State University	B	90	84	84	0	0	84	1	1	69	232	12	5%	210	22
Three Rivers Community College	AD	93	154	106	13	13	103	2	10	70	186	14	8%	166	20
Quinnipiac University	B	210	2098	1273	0	1091	182	1	0	161	679	49	7%	608	71
QU, North Haven, CT	AC	85	295	196	13	91	85	1	0	61	169	1	1%	144	25
Capital Community College	AD	160	413	179	164	14	160	1	10	120	436	75	17%	372	64
Southern Connecticut State University	AC	54	94	54	0	1	53	2	0	34	53	5	9%	46	7
SCSU, New Haven, CT	B	90	170	90	0	3	87	1	2	69	201	13	6%	166	35
Sacred Heart University	B	397	1835	1566	41	1200	366	1	0	159	1182	42	4%	1130	52
SHU, Fairfield, CT	AC	30	227	56	0	30	26	2	0	17	49	0	0%	42	7
University of Saint Joseph	B	91	168	168	0	117	51	1	0	47	266	12	5%	252	14
USJ, West Hartford, CT	AC	38	50	50	0	14	36	1	0	31	68	1	1%	56	12
Gateway Community College	AD	96	311	137	37	26	106	1	12	86	186	46	25%	157	29
Fairfield University	B	182	1891	578	0	396	182	1	0	143	759	27	4%	729	30
FU, Fairfield, CT	AC	55	158	90	0	35	55	1	0	51	107	1	1%	97	10
New Program (No NCLEX code yet)	M	20	14	14	0	1	13	1	0	0	8	1	13%	7	1
Northwestern CT Community College	AD	32	75	35	3	3	32	1	3	27	59	3	5%	53	6
Norwalk Community College	AD	88	164	114	29	21	88	1	5	76	250	47	19%	214	36
University of Hartford	B	90	633	633	0	555	78	1	0	0	203	8	4%	183	20
Goodwin University	AD	195	910	195	0	9	204	3	22	197	475	12	3%	423	52
GU, East Hartford, CT	AC	30	100	30	0	1	29	1	0	30	59	1	2%	50	9
University of Connecticut	B	118	1714	426	0	312	114	1	0	108	466	5	1%	402	64
UCONN CEIN - Avery Point (Groton)	AC	34	24	24	0	4	20	1	0	20	20	0	0%	16	4
UCONN CEIN - Stamford	AC	34	34	34	0	4	30	1	0	30	30	0	0%	29	1
UCONN CEIN - Storrs	AC	50	60	54	0	6	48	1	0	48	48	2	4%	35	13
UCONN CEIN - Waterbury	AC	38	41	41	0	7	34	1	0	34	34	0	0%	30	4
University of Bridgeport	B	80	141	83	19	20	63	1	3	81	213	15	7%	199	14
UB, Bridgeport, CT	AC	24	40	30	0	6	24	1	0	0	20	4	20%	16	4
Totals		2,992	13,175	6,949	363	4,151	2,781	38	124	2,097	7,585	445	6%	6,799	786

AD=Associate

B=Baccalaureate

AC=Accelerated 2nd degree program

M=Masters Pre-Licensure

**Attrition Rate = Withdrawn/Total Student Enrollees

Collected, Analyzed and Reported by the CT League for Nursing (CLN), CT Center for Nursing Workforce (CCNW), and CTData Collaborative

Marcia B. Proto, M.Ed, CAS, Executive Director

marcia@ctleaguefornursing.org / 203-494-1121

2022 CT Licensed Practical Nurse (LPN) Pre-Licensure Education Programs- Statewide Student Statistics Report for CT SBEN
 Student Data Collected- Calendar Year 2021

Organization	Program Site	New Student Seat Capacity	Qualified Applicants	Total Admitted	Waitlisted	Applicants Accepted But Did Not Enroll	New Enrollees	Graduated	Total Student Enrollees	Withdrawn	Attrition Rate	Females	Males	
Porter & Chester	Stratford - Day	80	34	34	0	0	34	43	34	14	41%	32	2	
	Stratford - Evening	80	70	70	0	7	63	6	63	21	33%	57	5	
	Hamden - Day	120	120	121	0	1	120	0	120	42	35%	104	16	
	Hamden - Evening	60	60	60	0	3	57	0	57	17	30%	48	9	
	Waterbury - Day	120	121	121	0	1	120	2	120	45	38%	109	11	
	Waterbury - Evening	80	85	85	0	6	79	0	79	34	43%	72	7	
	Rocky Hill - Day	120	115	115	0	0	115	2	115	13	11%	88	27	
	Rocky Hill - Evening	60	49	49	0	0	49	0	49	8	16%	25	24	
	Enfield - Day	120	121	121	0	3	118	0	118	30	25%	109	9	
	Enfield - Evening	80	82	82	0	3	79	0	79	14	18%	63	16	
	Bridgeport - Day	80	51	51	0	0	51	1	51	11	22%	49	2	
	Bridgeport - Evening	40	23	23	0	0	23	0	23	1	4%	13	10	
	Lincoln Technical Institute	New Britain - Day	160	145	145	0	36	109	48	199	78	39%	168	30
		New Britain - Evening	80	46	46	0	4	42	24	140	39	28%	122	18
Shelton - Day		160	212	212	0	71	141	69	136	95	70%	121	15	
Shelton - Evening		80	90	90	0	27	63	16	63	35	56%	56	7	
Stone Academy	East Hartford - Day	240	228	228	0	61	167	56	282	121	43%	260	22	
	East Hartford - Evening	160	145	145	0	21	124	3	248	82	33%	236	12	
	West Haven - Day	100	122	100	0	11	89	34	280	103	37%	256	24	
	West Haven - Evening	180	221	180	0	28	152	57	410	119	29%	386	24	
	Waterbury - Day	120	111	111	0	27	84	22	303	134	44%	284	19	
	Waterbury - Evening	140	132	132	0	34	98	24	213	55	26%	198	15	
Totals		2460	2383	2321	0	344	1977	407	3182	1111	35%	2856	324	

Attrition Rate = Withdrawn/Total Student Enrollees

Collected, Analyzed and Reported by the CT League for Nursing (CLN), CT Center for Nursing Workforce (CCNW), and CTData Collaborative

Marcia B. Proto, M.Ed, CAS, Executive Director

marcia@ctleaguefornursing.org / 203-494-1121

PHONE CALLS/SCOPE OF PRACTICE QUESTIONS SUMMARY – MONTH: March 2022 (59 calls)

Answered with or without written documents

APRNs 9 calls:

- 4-Request information on collaborative practice agreements. *Refer to the Department website, Practitioner Licensing and APRN Collaborative Agreements.*
- Request a copy of the APRN scope of practice. *Refer to the Board of Examiners for Nursing (BOEN) website and the Connecticut (CT) Nurse Practice Act (NPA).*
- 2-Can an APRN certified in one practice area, practice in a “new” area with education, verification of competency and a collaborative agreement with a CT licensed physician in the “new” practice area? *Yes.*
- APRN licensed in CT asking if she can work in New York. *Refer caller to the contact New York Department of Health and/or Board of Nursing.*
- APRN requesting an update on license renewal application. *Refer to the Department’s licensing unit (provided e-mail address).*

RNs 14 calls:

- 3-Request a copy of the RN scope of practice. *Refer to the BOEN website and the CT NPA.*
- 6-RN requesting an update on license renewal application. *Refer to the Department’s licensing unit (provided e-mail address).*
- Caller requesting a list of CT Colleges & Universities that offer Nursing Programs to become a licensed Registered Nurse. *Refer to the BOEN website, go to Nursing Education Programs then Registered Nurse Programs.*
- RN requesting information on how to set up a home health agency. *Refer to the Nurse Supervisor for Home Health Care in the Facility Licensing & Investigations Section (FLIS) of the Department.*
- 2-Caller requesting information on medical protocols. *Refer to the BOEN website, Declaratory Rulings/Guidelines and Guidelines for use of Medical Protocols.*
- Request a list of RN Refresher Programs that are approved by the BOEN. *Refer to the BOEN website, Nursing Education Programs, RN programs, then RN Refresher Programs.*

LPNs 15 calls:

- 8-Request a copy of the LPN scope of practice. *Refer to the BOEN website and the CT NPA.*
- 4-LPN requesting an update on license renewal application. *Refer to the Department’s licensing unit (provided e-mail address).*
- Can an LPN complete a patient assessment? *No, the LPN can contribute objective and subjective data in an accurate and timely manner (please refer to the BOEN website and the Declaratory Ruling titled “Licensed Practical Nurse” and the CT NPA).*

- Can an LPN work in a Medical Spa and complete cosmetic medical procedures? *No, refer to the Medical Spa Statute, Connecticut General Statutes, Chapter 368ll, Section 19a-903 c.*
- Can an LPN be “supervised” by a physician? *No, according to the CT Nurse Practice Act, an LPN is directed by a RN and/or an APRN.*

ULAP 3 calls:

- 3-Request a copy of the scope of a Medical Assistant (MA). *As the Department does not license MA, the Department cannot provide a scope but may want to refer to the BOEN website and the Declaratory Ruling of Delegation to ULAP.*

Schools 3 calls:

- Wilmington University, DE: Does the BOEN or Department have oversight of post-licensure nursing programs? *No.*
- University of Texas at Arlington: Does the BOEN or Department have oversight of post-licensure nursing programs? *No.*
- Cummings School of Nursing & Health Sciences, MA: Does the BOEN or Department have oversight of post-licensure nursing programs? *No.*

Guidelines/Other 15 calls:

- 7-In the process of setting up a Medical Spa requesting guidance. *Refer to the Medical Spa Statute, Connecticut General Statutes, Chapter 368ll, Section 19a-903 c.*
- 5-Request information on Certified Nursing Assistant programs in CT. *Refer to Department staff who works with the CNA programs in CT (provide e-mail address).*
- Caller requesting information on the process to obtain a license as an Ambulatory Surgical Center. *Directed the caller to a Nurse Supervisor for the Ambulatory Surgical Centers in the FLIS of the Department.*
- Caller requesting information on the staffing requirements for nurses at a licensed assisted living facility. *Refer to the Nurse Supervisor for Home Health Care in the FLIS of the Department.*
- School Nurse from NY asking she will require a temporary RN license in CT to accompany the high school students during their class trip to CT as she will be administering routine medications. The trip will be approximately 6 to 7 hours. *No, as the time in CT will less than 72 hours.*

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE QUALITY AND SAFETY BRANCH**

In re: Stephanie J. Ryan, R.N.

Petition No. 2022-195

MOTION TO WITHDRAW STATEMENT OF CHARGES

The Department of Public Health ("the Department") moves the Board of Examiners for Nursing ("the Board") for an Order granting this Motion to Withdraw Statement of Charges.

As grounds for this Motion, the Department states as follows:

1. On April 22, 2022, Stephanie J. Ryan ("respondent") signed a Voluntary Surrender of License Affidavit. A copy of respondent's Affidavit is attached hereto marked as Attachment "A." The Department has accepted respondent's Affidavit.

2. Respondent has voluntarily given up her right to practice as a registered nurse in Connecticut with the Department's approval. For this reason, the Department believes that continued prosecution of this case is unnecessary, and that it is in the interests of administrative economy to terminate the proceedings in this matter at this time.

Dated this 27th day of April, 2022 at Hartford, Connecticut.

/s/ Linda L. Fazzina

Linda L. Fazzina, Staff Attorney
Office of Legal Compliance
Healthcare Quality and Safety Branch

ORDER

The Department of Public Health's Motion to Withdraw Statement of Charges having been duly considered by the Board of Examiners for Nursing, is hereby GRANTED/DENIED.

Dated this _____ day of _____, 2022 at _____, Connecticut.

Board of Examiners for Nursing

CERTIFICATION

I certify that on this 27th day of April, 2022, a copy of the foregoing was sent to respondent via email(steph.ryan000@gmail.com and to sjryan69@gmail.com) and to the Department's Public Health Hearing Office (ppho.DPH@ct.gov).

1st Linda L. Fazzina
Linda L. Fazzina, Staff Attorney
Office of Legal Compliance

STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE QUALITY AND SAFETY BRANCH

Re: Stephanie J. Ryan, R.N.
License No.: 1134444

Petition No. 2022-195

VOLUNTARY SURRENDER OF LICENSE AFFIDAVIT

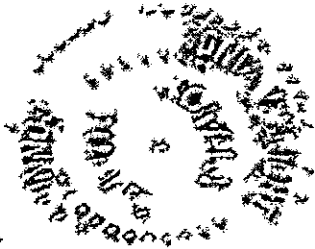
Stephanie J. Ryan, being duly sworn, deposes and says:

1. I am over the age of majority and agree to the obligations of an oath.
2. I make this affidavit on the basis of personal knowledge.
3. I am licensed by the Department of Public Health ("Department") to practice as a registered nurse. I presently hold license number 113444.
4. I hereby voluntarily surrender my license to practice as a registered nurse in the State of Connecticut as provided pursuant to §19a-17(d) of the Connecticut General Statutes.
5. I agree and acknowledge that if I seek a new license or to reinstate my license at any time in the future, the allegations contained in Petition Number 2022-195 shall be deemed true. I further agree and acknowledge that any such application must be made to the Board of Examiners for Nursing ("Board") and the Department, and that the Board shall be a signatory to any order reinstating my license or granting me a new license.
6. I hereby waive any right to a hearing I may have regarding any request that my license be reinstated or that a new license be issued and also waive any right that I may have to appeal or otherwise challenge the disposition of any such request.
7. I agree and acknowledge that this affidavit and the case file in Petition Number 2022-195 are public documents, and I am executing this affidavit in settlement of the allegations contained in the above-referenced petition.
8. I agree and acknowledge that this surrender of my license is reportable to the National Practitioner Data Bank maintained by the United States Department of Health and Human Services and is public information.
9. I agree and acknowledge that, upon execution of this document by the Department, the Department will present this document to the Board and will move to withdraw the Statement of Charges in Petition No. 2022-195. I agree that this document is not effective unless and until the Department has executed it, and the Board either grants the Department's Motion to Withdraw or the charges are dismissed.

10. I agree and acknowledge that I have the right to consult with an attorney prior to signing this affidavit.
11. I agree and acknowledge that the execution of this document has no bearing on any criminal liability without the written consent of the Director of the Medical Fraud Unit of the Bureau Chief of the Division of Criminal Justice's Statewide Prosecution Program.
12. I agree and acknowledge that the purpose of this agreement is to resolve the pending matter against my license and is not intended to affect any claim of civil liability that might be brought against me.
13. If applicable, I agree to comply with the provision of §19a-14-4 Regulations of the State Agencies.

[Signature]
Stephanie J. Ryan

Subscribed and sworn to before me this 22nd day of April 2022



SONIA V. KNIGHT
NOTARY PUBLIC
State of Connecticut
My Commission Expires
May 31, 2025

[Signature]
Notary Public
Commissioner of Superior Court

Accepted: *Christian D. Andresen*

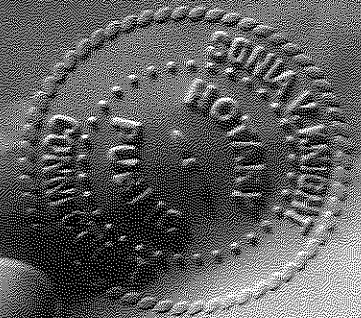
Christian D. Andresen, MPH, CPH, Section Chief
Practitioner Licensing and Investigations Section
Healthcare Quality and Safety Branch

4/26/2022
Date

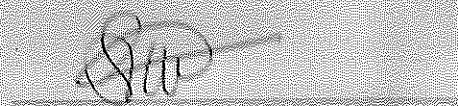
- 10. I agree and acknowledge that I have the right to consult with an attorney prior to signing this affidavit.
- 11. I agree and acknowledge that the execution of this document has no bearing on any criminal liability without the written consent of the Director of the Medicaid Fraud Control Unit or the Bureau Chief of the Division of Criminal Justice's Statewide Prosecution Bureau.
- 12. I agree and acknowledge that the purpose of this agreement is to resolve the pending matter against my license and is not intended to affect any claim of civil liability that might be brought against me.
- 13. If applicable, I agree to comply with the provision of §19a-14-44 Regulations Connecticut State Agencies.


 Stephanie J. Ryan

Subscribed and sworn to before me this 22nd day of April 2022.



SONIA V. KNIGHT
 NOTARY PUBLIC
 State of Connecticut
 My Commission Expires
 May 31, 2025


 Notary Public
 Commissioner of Superior Court

Accepted: _____
 Christian D. Andresen, MPH, CPH, Section Chief
 Practitioner Licensing and Investigations Section
 Healthcare Quality and Safety Branch

 Date

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE QUALITY AND SAFETY BRANCH**

In re: Stephanie J. Ryan, R.N.

Petition No. 2022-195

STATEMENT OF CHARGES

Pursuant to Connecticut General Statutes §§19a-10 and 19a-14, the Department of Public Health ("the Department") brings the following charges against Stephanie J. Ryan:

1. Stephanie J. Ryan of Windsor, Connecticut ("respondent") is, and has been at all times referenced in this Statement of Charges, the holder of Connecticut registered nurse license number 113444.
2. On June 16, 2021, the Connecticut Board of Examiners for Nursing ("the Board") ordered a Consent Order in Petition Number 2020-626 ("the Order") that placed respondent's nursing license on probation for a period of four (4) years. Such disciplinary action was based upon, in part, respondent's admitted abuse or excess use of alcohol, marijuana and/or nitrous oxide.
3. Said Order provided, in part, that respondent shall not obtain or use alcohol in any form.
4. On or about February 4, 2022, respondent abused and/or utilized alcohol to excess.
5. Respondent's abuse or excess use of alcohol does, and/or may, affect her nursing practice.
6. From approximately November 2017 to the present, respondent has or had one or more emotional disorders or mental illnesses that does and/or may affect her practice of nursing.
7. In or about February 2022, respondent violated the Order in that she is unable to practice nursing safely and competently.
8. Respondent's conduct as described above constitute violations of the Order's probationary terms and/or constitute grounds for disciplinary action pursuant to Connecticut General Statutes §20-99(b), including but not limited to §20-99(b)(4) and/or §20-99(b)(5).

THEREFORE, the Department prays that:

The Connecticut Board of Examiners for Nursing, as authorized by Connecticut General Statutes §§20-99(b) and 19a-17, revoke, or order other disciplinary action against respondent's nursing license as it deems appropriate and consistent with law.

Dated at Hartford, Connecticut this 10th day of March, 2022.



Christian D. Andresen, MPH, Section Chief
Practitioner Licensing and Investigations Section
Healthcare Quality and Safety Branch

**STATE OF CONNECTICUT
CONNECTICUT BOARD OF EXAMINERS FOR NURSING**

Tammy Piccirillo
12 Elm Street
Seymour, CT 06483

Via Email (Tpiccirillo50@gmail.com)
and First Class Mail

RE: Tammy Piccirillo LPN – License Reinstatement Request

NOTICE OF HEARING

Pursuant to the General Statutes of Connecticut Section 19a-17, Subsection (d), you are hereby notified to appear before the Connecticut Board of Examiners for Nursing for a hearing to determine whether your licensed practical nurse license may be reinstated. The hearing will be held on **February 16, 2022 at 9:00 a.m.** The hearing will be held by video conference during the meeting of the Board of Examiners for Nursing. The link to connect to the hearing will be provided by email 3-5 days prior to the hearing.

At the aforementioned hearing you may be represented by legal counsel at your own expense or you may present evidence on your own behalf. You will have the burden of satisfying the Board of your ability to practice nursing with reasonable skill and safety. Evidence of the outcomes of your efforts toward recovery, which demonstrate maintenance of recovery over a lengthy period of time, especially in relationship to length of time of substance abuse, is to be presented to the Board. The Board will require you at that time, to present current evidence regarding:

- 1) Documentary or testimonial evidence from a licensed **therapist** documenting a lengthy period of drug/alcohol free status documented by reports of therapy, your emotional health, and your ability to administer safe nursing care, including the administration of controlled substances.
- 2) **Personal references** stipulating, but not limited to, the following: your drug/alcohol free status, emotional health, and work habits.
- 3) Documentary or testimonial evidence from **current and past employers** (since revocation of your license) documenting your ability to responsibly and accurately carry out assigned duties and your potential for functioning safely and effectively as a nurse.
- 4) Copies of **random, legally defensible screens** for drugs and alcohol conducted by your therapist and/or physician which support your drug/alcohol free status.
- 5) Documentation of participation in support groups and support of a sponsor, as well as the outcome of your participation in support groups.
- 6) Documentation from your therapist and/or physician which includes a **list of current medications** prescribed by all providers, an evaluation of your need for these medications and an assessment of your continued need for these medications.

In addition, please be prepared to present, at the hearing, any additional information relevant to your current ability to administer safe nursing care.

In preparation for this hearing you must, no later than November 4, 2020, provide the information specified in the attached Notice for Submissions.

The Board may hold a fact-finding meeting immediately following the close of the record.

Dated at Hartford, Connecticut, this 1st day of November 2021.

FOR: Connecticut Board of Examiners for Nursing

/s/ Jeffrey A. Kardys

Jeffrey A. Kardys, Administrative Hearings Specialist
Department of Public Health
410 Capitol Avenue, MS #13PHO
Hartford, CT 06106
Tel. (860) 509-7566 FAX (860) 707-1904
jeffrey.kardys@ct.gov

c: Dana Dalton, Supervising Nurse Consultant
Deborah M. Brown, Health Program Associate

Notice for Submissions

The hearing in the matter of Natalie Primini, LPN has been scheduled for February 16, 2022 and will be conducted remotely through Microsoft Teams/teleconference.

On or before February 2, 2022, you must provide the following by electronic mail response to the hearing office at phho.dph@ct.gov

1. Electronically Pre-filed exhibits – Exhibits should be pre-marked for identification (i.e. Department exhibit 1, Respondent exhibit A), page numbered, and properly redacted. *Parties and/or counsel should stipulate to any exhibits and facts not in dispute, and provide any objections to proposed exhibits.* All exhibits also must be sent to the opposing party or counsel.
2. Witness List – identify any persons expected to be called to testify. Be sure to notify your witnesses that they will be required to remain available and in attendance for the full duration of the hearing. (This will eliminate the difficulty of trying to reach witnesses again for rebuttal or additional examination later in the hearing). Witness lists also must be sent to the opposing party or counsel.
3. Photo Identification: a copy of a government-issued photo identification of the parties and witnesses.
4. Electronic Mail (“e-mail”) addresses for parties, counsel and witnesses. All e-mail addresses must be current and able to receive all notices relating to this matter.
5. Cellphone numbers for all parties, counsel, and witnesses at which they can be reached and respond to text message during the hearing (in the event a connection is lost).
6. A statement whether executive session may be required to receive testimony containing personal protected information, and if so, what that information may be (treatment records, patient records, therapy reports). Parties or counsel should identify any witnesses listed in response to #2 above who may provide testimony relating to personal protected information requiring executive session.
7. A statement whether an interpreter will be needed for the proceeding.

In preparation for the remote hearing, please make sure all of your devices are fully functioning and properly charged. All participants are required to have video and audio functions on when testifying or speaking.

Our office will contact you again 3 to 5 calendar days prior to the hearing to provide you with any further instructions and a Microsoft Teams link / phone number and code to enter the hearing.

Should you have any questions regarding the above, please contact the hearing office.

STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH

Manisha Juthani, MD
Commissioner



Ned Lamont
Governor
Susan Bysiewicz
Lt. Governor

BOARD OF EXAMINERS FOR NURSING

February 17, 2022

Tammy Piccirillo
12 Elm Street
Seymour, CT 06483

Via Email (Tpiccirillo50@gmail.com)
and First Class Mail

RE: Tammy Piccirillo LPN – License Reinstatement Request

NOTICE OF RESCHEDULED HEARING

The hearing in the above referenced matter is rescheduled to **April 20, 2022**.

The hearing will be held via Microsoft TEAMS during the meeting of the Board of Examiners for Nursing.

In preparation for this hearing you must, no later than April 6, 2022, provide the information specified in the attached Notice for Submissions.

FOR: BOARD OF EXAMINERS FOR NURSING

/s/ *Jeffrey A. Kardys*

Jeffrey A. Kardys, Administrative Hearings Specialist/Board Liaison
Department of Public Health
410 Capitol Avenue, MS #13PHO
PO Box 340308
Hartford, CT 06134-0308
Tel. (860) 509-7566 FAX (860) 707-1904

c: Christian Andresen, Section Chief, Practitioner Licensing and Investigations
Dana Dalton, Supervising Nurse Consultant



Phone: (860) 509-7566 • Fax: (860) 707-1904
Telecommunications Relay Service 7-1-1
410 Capitol Avenue, P.O. Box 340308
Hartford, Connecticut 06134-0308
www.ct.gov/dph

Affirmative Action/Equal Opportunity Employer



Notice for Submissions

The hearing in the matter of **Tammy Piccirillo LPN** has been rescheduled to **April 20, 2022** and will be conducted remotely through Microsoft Teams/teleconference.

On or before **April 6, 2022**, you must provide the following by electronic mail response to the Department of Public Health, Public Health Hearing Office at poho.dph@ct.gov

1. Electronically Pre-filed exhibits – Exhibits should be pre-marked for identification (i.e. Department exhibit 1, Respondent exhibit A), page numbered, and properly redacted. *Parties and/or counsel should stipulate to any exhibits and facts not in dispute, and provide any objections to proposed exhibits.* All exhibits also must be sent to the opposing party or counsel.
2. Witness List – identify any persons expected to be called to testify. Be sure to notify your witnesses that they will be required to remain available and in attendance for the full duration of the hearing. (This will eliminate the difficulty of trying to reach witnesses again for rebuttal or additional examination later in the hearing). Witness lists also must be sent to the opposing party or counsel.
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7. A statement whether an interpreter will be needed for the proceeding.

This is a formal public hearing. It will be video recorded and posted on the DPH website for public viewing. All hearing participants should appear in proper attire, in proper surroundings, and remove any potential distractions.

In preparation, please make sure all of your devices are fully functioning and properly charged. All participants are required to have video and audio functions on when testifying or speaking. Our office will contact you again 3 to 5 calendar days prior to the hearing to provide you with any further instructions and a Microsoft Teams link / phone number and code to enter the hearing.

Should you have any question please contact the hearing office at poho.dph@ct.gov.

STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH



Manisha Juthani, MD
Commissioner

Ned Lamont
Governor
Susan Bysiewicz
Lt. Governor

BOARD OF EXAMINERS FOR NURSING

March 10, 2022

Tammy Piccirillo
12 Elm Street
Seymour, CT 06483

Via Email (Tpiccirillo50@gmail.com)
and First Class Mail

RE: Tammy Piccirillo LPN – License Reinstatement Request

NOTICE OF RESCHEDULED HEARING

The hearing in the above referenced matter is rescheduled to **May 11, 2022**.

The hearing will be held via Microsoft TEAMS during the meeting of the Board of Examiners for Nursing.

FOR: BOARD OF EXAMINERS FOR NURSING

/s/ *Jeffrey A. Kardys*

Jeffrey A. Kardys, Administrative Hearings Specialist/Board Liaison
Department of Public Health
410 Capitol Avenue, MS #13PHO
PO Box 340308
Hartford, CT 06134-0308
Tel. (860) 509-7566 FAX (860) 707-1904



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Affirmative Action/Equal Opportunity Employer



Notice for Submissions

The hearing in the matter of **Tammy Piccirillo LPN** has been rescheduled to **April 20, 2022** and will be conducted remotely through Microsoft Teams/teleconference.

On or before **April 6, 2022**, you must provide the following by electronic mail response to the Department of Public Health, Public Health Hearing Office at poho.dph@ct.gov

1. Electronically Pre-filed exhibits – Exhibits should be pre-marked for identification (i.e. Department exhibit 1, Respondent exhibit A), page numbered, and properly redacted. *Parties and/or counsel should stipulate to any exhibits and facts not in dispute, and provide any objections to proposed exhibits.* All exhibits also must be sent to the opposing party or counsel.
2. Witness List – identify any persons expected to be called to testify. Be sure to notify your witnesses that they will be required to remain available and in attendance for the full duration of the hearing. (This will eliminate the difficulty of trying to reach witnesses again for rebuttal or additional examination later in the hearing). Witness lists also must be sent to the opposing party or counsel.
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7. A statement whether an interpreter will be needed for the proceeding.

This is a formal public hearing. It will be video recorded and posted on the DPH website for public viewing. All hearing participants should appear in proper attire, in proper surroundings, and remove any potential distractions.

In preparation, please make sure all of your devices are fully functioning and properly charged. All participants are required to have video and audio functions on when testifying or speaking. Our office will contact you again 3 to 5 calendar days prior to the hearing to provide you with any further instructions and a Microsoft Teams link / phone number and code to enter the hearing.

Should you have any question please contact the hearing office at poho.dph@ct.gov.

STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH



Manisha Juthani, MD
Commissioner

Ned Lamont
Governor
Susan Bysiewicz
Lt. Governor

BOARD OF EXAMINERS FOR NURSING

In re: Nicole M. Holiday a/k/a Nicole Desrosiers, R.N., A.P.R.N. Petition No. 2022-175

SUMMARY SUSPENSION ORDER

WHEREAS, the Department of Public Health having moved for an order of summary suspension in this matter and having submitted duly verified affidavits in support of its motion; and,

WHEREAS, said affidavits allege facts which show violations of §20-99(b) of the Connecticut General Statutes, and which imperatively require emergency action in that the public health, safety or welfare of the citizens of the State of Connecticut is in clear and immediate danger.

NOW, THEREFORE, pursuant to §4-182(c) and §19a-17(c) of the Connecticut General Statutes, it is hereby ORDERED, by vote of the Board of Examiners for Nursing:

1. That license number 105959 and license number 005964 of Nicole M. Holiday a/k/a Nicole Desrosiers to practice as a registered nurse and an advanced practice registered nurse in the State of Connecticut is hereby summarily suspended pending a final determination by the Board of Examiners for Nursing regarding the allegations contained in the Statement of Charges, and
2. That a hearing in this matter is scheduled for the 11th day of May 2022, at 9:00 a.m. The hearing will be held remotely via Microsoft TEAMS.

Dated at Waterbury, Connecticut this 6th day of April, 2022.

Patricia C. Bouffard, D.N.Sc., RN
Patricia C. Bouffard, D.N.Sc., RN, Chair
Connecticut Board of Examiners for Nursing



Phone: (860) 509-7566 • Fax: (860) 707-1904
Telecommunications Relay Service 7-1-1
410 Capitol Avenue, P.O. Box 340308
Hartford, Connecticut 06134-0308
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**STATE OF CONNECTICUT
CONNECTICUT BOARD OF EXAMINERS FOR NURSING**

Nicole M. Holiday a/k/a Nicole Desrosiers
120 Putnam Road, Apt. B3
Pomfret, CT 06259-1236

VIA EMAIL (nicolemarieholiday@gmail.com)
and First Class Mail

RE: Nicole M. Holiday a/k/a Nicole Desrosiers, R.N., A.P.R.N. - Petition No. 2022-175

NOTICE OF HEARING

By authority of the General Statutes of Connecticut, Section 4-177, you are hereby notified to appear before the Board of Examiners for Nursing for a hearing on the attached Charges against you at 9:00 AM on **May 11, 2022**. The hearing will be held by video conference during the meeting of the Board of Examiners for Nursing. The link to connect to the hearing will be provided by email 3-5 days prior to the hearing.

These Charges are being brought against you under the provisions of the Sections 19a-9, 19a-10 and 20-99(b) of the Connecticut General Statutes. The hearing will be conducted in accordance with Chapter 54 of the General Statutes of Connecticut and Section 19a-9-1, et seq., of the Regulations of Connecticut State Agencies (Public Health Code).

At the hearing you will have the opportunity to present your evidence, including witnesses and documents. It will be your responsibility to provide the hearing connection link to any witnesses you may call.

Filing an Answer; Failure to File Answer:

You are required to file an answer to the attached Charges with the Department of Public Health within 14 days from the date of this Notice of Hearing. Please note: failure to file an Answer could result in the allegations being found to be true as stated, and the possibility that you will not be permitted to submit any evidence concerning the allegations.

Representation by an Attorney:

At the aforementioned hearing you may be represented by an attorney and present evidence on your behalf. Although you may represent yourself (pro se), you are urged to obtain the services of an attorney.

Documents:

If you intend to introduce documents into evidence, YOU MUST COMPLY WITH THE FOLLOWING REQUIREMENTS:

Exhibits should be pre-marked for identification (i.e. Department exhibit 1, Respondent exhibit A), page numbered, and properly redacted.

The following information shall be redacted.

- (1) Date of birth
- (2) Mother's maiden name
- (3) Motor vehicle operator's license number
- (4) Social Security Number
- (5) Other government-issued identification number
- (6) Health insurance identification number
- (7) Financial account number
- (8) Security code or personal identification number (PIN)

Order Re: Filings

In preparation for this hearing you must, no later than April 27, 2022, provide the information specified in the attached Notice for Submissions.

All communications to the Board shall be submitted in this fashion. The Department or Respondent shall provide a copy of each document filed to Respondent or Department as the case may be and certify such to the Board.

Failure to Appear:

If you fail to appear at the hearing, upon proof that due notice was served upon you to appear, the Board may proceed in the same manner as though you were present in person. **The Board may hold a fact-finding meeting immediately following the close of the record.**

Please call 860-509-7566 as soon as possible if you have any questions about the hearing schedule.

Dated at Hartford, Connecticut this 6th day of April 2022.

For the Connecticut Board of Examiners for Nursing

Patricia C. Bouffard, D.N.Sc., RN
Patricia C. Bouffard, D.N.Sc., RN, Chair

- c: Christian Andresen, Section Chief, Practitioner Licensing and Investigations
Craig Sullivan, Staff Attorney, Office of Legal Compliance

The Department of Public Health is an equal opportunity provider and employer.

*If you require aid/accommodation to participate fully and fairly,
please contact the Public Health Hearing Office at 860-509-7566.*

Notice for Submissions

The hearing in the matter of **Nicole M. Holiday a/k/a Nicole Desrosiers, R.N., A.P.R.N** has been scheduled for **May 11, 2022** and will be conducted remotely through Microsoft Teams/teleconference.

On or before **April 27, 2022**, you must provide the following by electronic mail response to the Department of Public Health, Public Health Hearing Office at phho.dph@ct.gov.

1. Electronically Pre-filed exhibits – Exhibits should be pre-marked for identification (i.e. Department exhibit 1, Respondent exhibit A), page numbered, and properly redacted. *Parties and/or counsel should stipulate to any exhibits and facts not in dispute, and provide any objections to proposed exhibits.* All exhibits also must be sent to the opposing party or counsel.
2. Witness List – identify any persons expected to be called to testify. Be sure to notify your witnesses that they will be required to remain available and in attendance for the full duration of the hearing. (This will eliminate the difficulty of trying to reach witnesses again for rebuttal or additional examination later in the hearing). Witness lists also must be sent to the opposing party or counsel.
3. Photo Identification: a copy of a government-issued photo identification of the parties and witnesses.
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5. Cellphone numbers for all parties, counsel, and witnesses at which they can be reached and respond to text message during the hearing (in the event a connection is lost).
6. A statement whether executive session may be required to receive testimony containing personal protected information, and if so, what that information may be (treatment records, patient records, therapy reports). Parties or counsel should identify any witnesses listed in response to #2 above who may provide testimony relating to personal protected information requiring executive session.
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In preparation, please make sure all of your devices are fully functioning and properly charged. All participants are required to have video and audio functions on when testifying or speaking. Our office will contact you again 3 to 5 calendar days prior to the hearing to provide you with any further instructions and a Microsoft Teams link / phone number and code to enter the hearing.

Should you have any question please contact the hearing office at phho.dph@ct.gov.

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE QUALITY AND SAFETY BRANCH**

In re: Nicole M. Holiday a/k/a Nicole Desrosiers, R.N., A.P.R.N.

Petition No. 2022-175

STATEMENT OF CHARGES

Pursuant to the General Statutes of Connecticut, §§19a-10 and 19a-14, the Department of Public Health (hereinafter "the Department") brings the following charges against Nicole M. Holiday a/k/a Nicole Desrosiers, R.N., A.P.R.N.:

COUNT ONE

1. Nicole M. Holiday a/k/a Nicole Desrosiers, R.N., A.P.R.N. of Pomfret Center, Connecticut (hereinafter "respondent") is, and has been at all times referenced in this Statement of Charges, the holder of Connecticut registered nursing license number 105959 and advanced practice registered nursing license number 005964.
2. On or about March 17, 2021, the Connecticut Board of Examiners for Nursing (hereinafter the "Board") issued a Memorandum of Decision (hereinafter the "MOD") in Petition No. 2019-445 placing respondent's registered nurse license and her advanced practice registered nurse license on probation for four years.
3. The terms of respondent's probation under the MOD included, in part, **a.)** that the Department of Public Health (hereinafter "the Department") pre-approve respondent's employment as a nurse during the period of probation; **b.)** that a copy of the MOD be provided to all of respondent's employers where she is employed as a nurse during probation, and that the employer notify the Department of the receipt thereof within thirty days of the commencement of employment; **c.)** that respondent's immediate supervisor submit employer reports throughout the probationary period, including monthly reports during the first year of probation, with said reports including documentation regarding respondent's ability to practice nursing safely and competently; **d.)** that a copy of the MOD be provided to respondent's therapist, and that the therapist notify the Department of the receipt thereof within thirty days of the effective date of the MOD; **e.)** that respondent's therapist submit therapist reports throughout the probationary period, including monthly reports during the first year of probation, with said reports including documentation regarding respondent's ability to practice nursing safely and competently; **f.)** that respondent submit to observed, random chain of custody urine screens for alcohol and drugs at a facility approved by the Department throughout the probationary period, including at least one such screen each week during the first year of probation, and that reports thereof be submitted directly to the Department, and that all such screens be negative for the presence of alcohol and drugs, excluding the drugs that respondent's providers prescribe; **g.)** that respondent shall notify the testing laboratory, her therapist, the Department, and her prescriber of any drugs she is taking, and that quarterly controlled substances reports be submitted to the Department for any

prescription of a controlled substance for a period of more than two consecutive weeks; and **h.)** that respondent not obtain for personal use, and/or use, alcohol or drugs that were not prescribed for her for a legitimate purpose, and that she shall not abuse and/or excessively use any drugs prescribed for a legitimate purpose.

4. The MOD also provided that any finding that respondent has violated the MOD will subject respondent to sanctions under Conn. Gen. Stat. § 19a-17(a) and (c), including, but not limited to, the revocation of her license.

5. From on or about March 17, 2021 until on or about May 19, 2021, respondent was employed as a nurse and failed to obtain the Department's approval thereof.

6. From on or about March 17, 2021 until on or about May 21, 2021, respondent failed to provide her employer with a copy of the MOD.

7. From on or about March 17, 2021 until on or about May 24, 2021, respondent failed to cause her employer to provide notice to the Department of her employer's receipt of a copy of the MOD.

8. From on or about March 17, 2021 until on or about May 13, 2021, respondent failed to provide her therapist with a copy of the MOD, and respondent failed to cause her therapist to provide notice to the Department of her therapist's receipt of a copy of the MOD.

9. From on or about November 1, 2021 to on or about January 7, 2022, respondent failed to cause a required employer report, for the month of October of 2021, to be submitted to the Department.

10. On or about September 24, 2021, respondent's urine screen tested positive for the presence of opiates that had not been prescribed to respondent for a legitimate medical purpose.

11. On or about January 1, 2022 to the present, respondent failed to cause a required quarterly controlled substances report, for the quarter ending December 31, 2021, to be submitted to the Department.

12. On or about July 12, 2021, and again from on or about February 11, 2022 to the present, respondent failed to submit to weekly urine screens, and to cause reports of the results thereof to be submitted to the Department, as required under the MOD.

13. From on or about September 24, 2021 to the present, respondent abused opiates, and/or she utilized opiates to excess.

14. The above cited facts evidence conduct of the respondent failing to conform to the accepted standards of the nursing profession, they evidence conduct of the respondent constituting violations of the terms of probation as set forth in the MOD, they represent a clear and immediate danger to the public health and safety if respondent is allowed to continue to practice

as a nurse, and they constitute grounds for disciplinary action pursuant to Conn. Gen. Stat. §§ 19a-17 and 20-99, including, but not necessarily limited to:

- a. §19a-17(a),
- b. §19a-17(c),
- c. §20-99(b)(4), and
- d. §20-99(b)(5).

15. For the foregoing reasons, the Department believes that respondent's continued practice as a registered nurse represents a clear and immediate danger to the public health and safety.

COUNT TWO

16. Paragraphs one through thirteen of Count One are incorporated herein by reference as if set forth in full.

17. From on or about May 27, 2021 to the present, respondent has been diagnosed with an emotional disorder or disorders, and/or a mental illness or illnesses.

18. The above facts constitute grounds for disciplinary action pursuant to Conn. Gen. Stat. §§ 19a-17 and 20-99, including, but not necessarily limited to:

- a. §19a-17(a),
- b. §19a-17(c), and
- c. §20-99(b)(4).

19. For the foregoing reasons, the Department believes that respondent's continued practice as a nurse represents a clear and immediate danger to the public health and safety.

THEREFORE, the Department prays that:

The Connecticut Board of Examiners for Nursing, as authorized by the General Statutes of Connecticut, §§ 20-99(b) and 19a-17, summarily suspend respondent's license as a registered nurse, and her license as an advanced practice registered nurse, until a full hearing on the merits can be held, and that it revoke or order other disciplinary action against the licenses of Nicole M. Holiday a/k/a Nicole Desrosiers, R.N., A.P.R.N. as it deems appropriate and consistent with law.

Dated at Hartford, Connecticut this 29th day of March 2022.

Christian D. Andresen

Christian D. Andresen, MPH, CPH, Section Chief
Practitioner Licensing and Investigations Section
Healthcare Quality and Safety Branch

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE QUALITY AND SAFETY BRANCH**

In re: Nicole M. Holiday a/k/a Nicole Desrosiers, R.N., A.P.R.N.

Petition No.: 2022-175

MOTION TO AMEND STATEMENT OF CHARGES

The Department of Public Health (hereinafter "the Department") hereby respectfully moves the Connecticut Board of Examiners for Nursing (hereinafter "the Board") to amend the Statement of Charges that was originally filed in this matter in a manner consistent with the attached Amended Statement of Charges; and it also hereby respectfully moves the Board to order that the attached Amended Statement of Charges be substituted in lieu of the Statement of Charges that was originally filed in this matter.

The original Statement of Charges in this matter, dated March 29, 2022, was issued against both of respondent's licenses, it prayed for relief that included the summary suspension of both licenses, and it prayed for the revocation of such licenses or such other disciplinary action against such licenses as the Board deemed appropriate and consistent with the law. However, at the time at which the original Statement of Charges was filed, it was done under one petition number, Petition Number 2022-175.

For administrative reasons, including the ability to independently track associated disciplinary action against each of the respondent's respective licenses, the Department has, since the filing of the original Statement of Charges, opened a second petition, Petition Number 2022-405. The attached Amended Statement of Charges includes a reference to the newly issued petition number in the caption thereof, and it also corrects a scrivener's error in Paragraph 15 of Count One by deleting the word "registered" that had preceded the word "nurse" therein.

WHEREFORE, the Department prays that its motion is granted.

/s/ Craig A. Sullivan

Craig A. Sullivan, Staff Attorney
Office of Legal Compliance
Department of Public Health

ORDER

The foregoing motion having been duly considered by the Connecticut Board of Examiners for Nursing, it is hereby GRANTED/DENIED.

Dated this _____ day of _____, 2022 at _____, Connecticut.

Connecticut Board of Examiners for Nursing

CERTIFICATION

This certifies that on April 27, 2022 the original of the foregoing motion, with its attachments, was delivered via email, at phho.dph@ct.gov, to the Department of Public Health, Public Health Hearing Office, 410 Capitol Avenue, Hartford, Connecticut; and it was delivered to the respondent by regular mail at 120 Putnam Road, Apt. B3, Pomfret, Connecticut 06259-1236, and by email at nicolemarieholiday@gmail.com.

/s/ Craig A. Sullivan

Craig A. Sullivan, Staff Attorney

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE QUALITY AND SAFETY BRANCH**

In re: Nicole M. Holiday a/k/a Nicole Desrosiers, R.N., A.P.R.N.

Petitions No.: 2022-175
2022-405

AMENDED STATEMENT OF CHARGES

Pursuant to the General Statutes of Connecticut, §§19a-10 and 19a-14, the Department of Public Health (hereinafter "the Department") brings the following charges against Nicole M. Holiday a/k/a Nicole Desrosiers, R.N., A.P.R.N.:

COUNT ONE

1. Nicole M. Holiday a/k/a Nicole Desrosiers, R.N., A.P.R.N. of Pomfret Center, Connecticut (hereinafter "respondent") is, and has been at all times referenced in this Statement of Charges, the holder of Connecticut registered nursing license number 105959 and advanced practice registered nursing license number 005964.

2. On or about March 17, 2021, the Connecticut Board of Examiners for Nursing (hereinafter the "Board") issued a Memorandum of Decision (hereinafter the "MOD") in Petition No. 2019-445 placing respondent's registered nurse license and her advanced practice registered nurse license on probation for four years.

3. The terms of respondent's probation under the MOD included, in part, **a.)** that the Department of Public Health (hereinafter "the Department") pre-approve respondent's employment as a nurse during the period of probation; **b.)** that a copy of the MOD be provided to all of respondent's employers where she is employed as a nurse during probation, and that the employer notify the Department of the receipt thereof within thirty days of the commencement of employment; **c.)** that respondent's immediate supervisor submit employer reports throughout the probationary period, including monthly reports during the first year of probation, with said reports including documentation regarding respondent's ability to practice nursing safely and competently; **d.)** that a copy of the MOD be provided to respondent's therapist, and that the therapist notify the Department of the receipt thereof within thirty days of the effective date of the MOD; **e.)** that respondent's therapist submit therapist reports throughout the probationary period, including monthly reports during the first year of probation, with said reports including documentation regarding respondent's ability to practice nursing safely and competently; **f.)** that respondent submit to observed, random chain of custody urine screens for alcohol and drugs at a facility approved by the Department throughout the probationary period, including at least one such screen each week during the first year of probation, and that reports thereof be submitted directly to the Department, and that all such screens be negative for the presence of alcohol and drugs, excluding the drugs that respondent's providers prescribe; **g.)** that respondent shall notify the testing laboratory, her therapist, the Department, and her prescriber of any drugs she is taking, and that quarterly controlled substances reports be submitted to the Department for any prescription of a controlled substance for a period of more than two consecutive weeks; and **h.)**

that respondent not obtain for personal use, and/or use, alcohol or drugs that were not prescribed for her for a legitimate purpose, and that she shall not abuse and/or excessively use any drugs prescribed for a legitimate purpose.

4. The MOD also provided that any finding that respondent has violated the MOD will subject respondent to sanctions under Conn. Gen. Stat. § 19a-17(a) and (c), including, but not limited to, the revocation of her license.

5. From on or about March 17, 2021 until on or about May 19, 2021, respondent was employed as a nurse and failed to obtain the Department's approval thereof.

6. From on or about March 17, 2021 until on or about May 21, 2021, respondent failed to provide her employer with a copy of the MOD.

7. From on or about March 17, 2021 until on or about May 24, 2021, respondent failed to cause her employer to provide notice to the Department of her employer's receipt of a copy of the MOD.

8. From on or about March 17, 2021 until on or about May 13, 2021, respondent failed to provide her therapist with a copy of the MOD, and respondent failed to cause her therapist to provide notice to the Department of her therapist's receipt of a copy of the MOD.

9. From on or about November 1, 2021 to on or about January 7, 2022, respondent failed to cause a required employer report, for the month of October of 2021, to be submitted to the Department.

10. On or about September 24, 2021, respondent's urine screen tested positive for the presence of opiates that had not been prescribed to respondent for a legitimate medical purpose.

11. On or about January 1, 2022 to the present, respondent failed to cause a required quarterly controlled substances report, for the quarter ending December 31, 2021, to be submitted to the Department.

12. On or about July 12, 2021, and again from on or about February 11, 2022 to the present, respondent failed to submit to weekly urine screens, and to cause reports of the results thereof to be submitted to the Department, as required under the MOD.

13. From on or about September 24, 2021 to the present, respondent abused opiates, and/or she utilized opiates to excess.

14. The above cited facts evidence conduct of the respondent failing to conform to the accepted standards of the nursing profession, they evidence conduct of the respondent constituting violations of the terms of probation as set forth in the MOD, they represent a clear and immediate danger to the public health and safety if respondent is allowed to continue to practice as a nurse, and they constitute grounds for disciplinary action pursuant to Conn. Gen. Stat. §§ 19a-17 and 20-99, including, but not necessarily limited to:

- a. §19a-17(a),
- b. §19a-17(c),
- c. §20-99(b)(4), and
- d. §20-99(b)(5).

15. For the foregoing reasons, the Department believes that respondent's continued practice as a nurse represents a clear and immediate danger to the public health and safety.

COUNT TWO

16. Paragraphs one through thirteen of Count One are incorporated herein by reference as if set forth in full.

17. From on or about May 27, 2021 to the present, respondent has been diagnosed with an emotional disorder or disorders, and/or a mental illness or illnesses.

18. The above facts constitute grounds for disciplinary action pursuant to Conn. Gen. Stat. §§ 19a-17 and 20-99, including, but not necessarily limited to:

- a. §19a-17(a),
- b. §19a-17(c), and
- c. §20-99(b)(4).

19. For the foregoing reasons, the Department believes that respondent's continued practice as a nurse represents a clear and immediate danger to the public health and safety.

THEREFORE, the Department prays that:

The Connecticut Board of Examiners for Nursing, as authorized by the General Statutes of Connecticut, §§ 20-99(b) and 19a-17, summarily suspend respondent's license as a registered nurse, and her license as an advanced practice registered nurse, until a full hearing on the merits can be held, and that it revoke or order other disciplinary action against the licenses of Nicole M. Holiday a/k/a Nicole Desrosiers, R.N., A.P.R.N. as it deems appropriate and consistent with law.

Dated at Hartford, Connecticut this 25th day of April 2022.



Christian D. Andresen, MPH, CPH, Section Chief
Practitioner Licensing and Investigations Section
Healthcare Quality and Safety Branch

**STATE OF CONNECTICUT
CONNECTICUT BOARD OF EXAMINERS FOR NURSING**

Maureen Hurley
c/o Leonard A. McDermott, Esq.
Employee Advocates, LLC
35 Porter Avenue, 3B
PO BOX 205
Waterbury, CT 06770

VIA EMAIL ONLY (len@employeeadvocatesllc.com)

RE: Maureen Hurley, RN - Petition No. 2019-732

NOTICE OF HEARING

By authority of the General Statutes of Connecticut, Section 4-177, you are hereby notified to appear before the Board of Examiners for Nursing for a hearing on the attached Charges against you at 9:00 AM on **March 9, 2022**. The hearing will be held by video conference during the meeting of the Board of Examiners for Nursing. The link to connect to the hearing will be provided by email 3-5 days prior to the hearing.

These Charges are being brought against you under the provisions of the Sections 19a-9, 19a-10 and 20-99(b) of the Connecticut General Statutes. The hearing will be conducted in accordance with Chapter 54 of the General Statutes of Connecticut and Section 19a-9-1, et seq., of the Regulations of Connecticut State Agencies (Public Health Code).

At the hearing you will have the opportunity to present your evidence, including witnesses and documents. It will be your responsibility to provide the hearing connection link to any witnesses you may call.

Filing an Answer; Failure to File Answer:

You are required to file an answer to the attached Charges with the Department of Public Health *within 14 days from the date of this Notice of Hearing*. Please note: *failure to file an Answer could result in the allegations being found to be true as stated, and the possibility that you will not be permitted to submit any evidence concerning the allegations.*

Representation by an Attorney:

At the aforementioned hearing you may be represented by an attorney and present evidence on your behalf. Although you may represent yourself (pro se), you are urged to obtain the services of an attorney.

Documents:

If you intend to introduce documents into evidence, **YOU MUST COMPLY WITH THE FOLLOWING REQUIREMENTS:**

Exhibits should be pre-marked for identification (i.e. Department exhibit 1, Respondent exhibit A), page numbered, and properly redacted.

The following information shall be redacted.

- (1) Date of birth
- (2) Mother's maiden name
- (3) Motor vehicle operator's license number
- (4) Social Security Number
- (5) Other government-issued identification number
- (6) Health insurance identification number
- (7) Financial account number
- (8) Security code or personal identification number (PIN)

Order Re: Filings

In preparation for this hearing you must, no later than February 23, 2022, provide the information specified in the attached Notice for Submissions.

All communications to the Board shall be submitted in this fashion. The Department or Respondent shall provide a copy of each document filed to Respondent or Department as the case may be and certify such to the Board.

Failure to Appear:

If you fail to appear at the hearing, upon proof that due notice was served upon you to appear, the Board may proceed in the same manner as though you were present in person. **The Board may hold a fact-finding meeting immediately following the close of the record.**

Please call 860-509-7566 as soon as possible if you have any questions about the hearing schedule.

Dated at Hartford, Connecticut this 2nd day of January, 2022.

For the Connecticut Board of Examiners for Nursing

/s/ Jeffrey A. Kardys

Jeffrey A. Kardys, Administrative Hearings Specialist

- c: Christian Andresen, Section Chief, Practitioner Licensing and Investigations
- Linda Fazzina, Staff Attorney, Office of Legal Compliance
- Maureen Hurley – (Via Email)

The Department of Public Health is an equal opportunity provider and employer.

*If you require aid/accommodation to participate fully and fairly,
please contact the Public Health Hearing Office at 860-509-7566.*

Notice for Submissions

The hearing in the matter of **Maureen Hurley, RN** has been scheduled for **March 9, 2022** and will be conducted remotely through Microsoft Teams/teleconference.

On or before **February 23, 2022**, you must provide the following by electronic mail response to the Department of Public Health, Public Health Hearing Office at phho.dph@ct.gov.

1. Electronically Pre-filed exhibits – Exhibits should be pre-marked for identification (i.e. Department exhibit 1, Respondent exhibit A), page numbered, and properly redacted. *Parties and/or counsel should stipulate to any exhibits and facts not in dispute, and provide any objections to proposed exhibits.* All exhibits also must be sent to the opposing party or counsel.
2. Witness List – identify any persons expected to be called to testify. Be sure to notify your witnesses that they will be required to remain available and in attendance for the full duration of the hearing. (This will eliminate the difficulty of trying to reach witnesses again for rebuttal or additional examination later in the hearing). Witness lists also must be sent to the opposing party or counsel.
3. Photo Identification: a copy of a government-issued photo identification of the parties and witnesses.
4. Electronic Mail (“e-mail”) addresses for parties, counsel and witnesses. All e-mail addresses must be current and able to receive all notices relating to this matter.
5. Cellphone numbers for all parties, counsel, and witnesses at which they can be reached and respond to text message during the hearing (in the event a connection is lost).
6. A statement whether executive session may be required to receive testimony containing personal protected information, and if so, what that information may be (treatment records, patient records, therapy reports). Parties or counsel should identify any witnesses listed in response to #2 above who may provide testimony relating to personal protected information requiring executive session.
7. A statement whether an interpreter will be needed for the proceeding.

This is a formal public hearing. It will be video recorded and posted on the DPH website for public viewing. All hearing participants should appear in proper attire, in proper surroundings, and remove any potential distractions.

In preparation, please make sure all of your devices are fully functioning and properly charged. All participants are required to have video and audio functions on when testifying or speaking. Our office will contact you again 3 to 5 calendar days prior to the hearing to provide you with any further instructions and a Microsoft Teams link / phone number and code to enter the hearing.

Should you have any question please contact the hearing office at phho.dph@ct.gov.

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE QUALITY AND SAFETY BRANCH**

In re: Maureen Hurley, R.N.

Petition No. 2019-732

STATEMENT OF CHARGES

Pursuant to Connecticut General Statutes §§19a-10 and 19a-14, the Department of Public Health (hereinafter "the Department") brings the following charges against Maureen Hurley:

1. Maureen Hurley of Southbury, Connecticut (hereinafter "respondent") is, and has been at all times referenced in this Statement of Charges, the holder of Connecticut registered nursing license number E54148.
2. From approximately June 2019 to February 2020, including on or about June 20, 2019 and/or January 9, 2020, respondent abused and/or utilized to excess alcohol.
3. Respondent's abuse and/or excessive use of alcohol does, and/or may, affect her ability to practice as a registered nurse.
4. The above facts constitute grounds for disciplinary action pursuant to Connecticut General Statutes §20-99(b), including but not limited to §20-99(b)(5).

THEREFORE, the Department prays that:

The Connecticut Board of Examiners for Nursing, as authorized by Connecticut General Statutes §§20-99(b) and 19a-17, revoke or order other disciplinary action against the license of Maureen Hurley as it deems appropriate and consistent with law.

Dated at Hartford, Connecticut this 9th day of November 2021.



Christian D. Andresen, MPH, Section Chief
Practitioner Licensing & Investigations Section
Healthcare Quality and Safety Branch

STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH

Manisha Juthani, MD
Commissioner



Ned Lamont
Governor
Susan Bysiewicz
Lt. Governor

BOARD OF EXAMINERS FOR NURSING

February 3, 2022

Leonard A. McDermott, Esq.
Employee Advocates, LLC
35 Porter Avenue, 3B
PO BOX 205
Waterbury, CT 06770

VIA EMAIL ONLY (len@employeeadvocatesllc.com)

Linda Fazzina, Staff Attorney
Department of Public Health
410 Capitol Avenue, MS #12LEG
PO Box 340380
Hartford, CT 06134-0308

VIA EMAIL ONLY (linda.fazzina@ct.gov)

RE: Maureen Hurley, RN - Petition No. 2019-732

NOTICE OF RESCHEDULED HEARING

The hearing in the above referenced matter scheduled for March 9, 2022 is continued to **April 20, 2022**.

The hearing will be held via Microsoft TEAMS during the meeting of the Board of Examiners for Nursing.

FOR: BOARD OF EXAMINERS FOR NURSING

/s/ Jeffrey A. Kardys

Jeffrey A. Kardys, Administrative Hearings Specialist/Board Liaison
Department of Public Health
410 Capitol Avenue, MS #13PHO
PO Box 340308
Hartford, CT 06134-0308
Tel. (860) 509-7566 FAX (860) 707-1904



Phone: (860) 509-7566 • Fax: (860) 707-1904
Telecommunications Relay Service 7-1-1
410 Capitol Avenue, P.O. Box 340308
Hartford, Connecticut 06134-0308
www.ct.gov/dph

Affirmative Action/Equal Opportunity Employer



Notice for Submissions

The hearing in the matter of **Maureen Hurley, RN** has been scheduled for **April 20, 2022** and will be conducted remotely through Microsoft Teams/teleconference.

On or before **April 6, 2022**, you must provide the following by electronic mail response to the Department of Public Health, Public Health Hearing Office at phho.dph@ct.gov.

1. Electronically Pre-filed exhibits – Exhibits should be pre-marked for identification (i.e. Department exhibit 1, Respondent exhibit A), page numbered, and properly redacted. *Parties and/or counsel should stipulate to any exhibits and facts not in dispute, and provide any objections to proposed exhibits.* All exhibits also must be sent to the opposing party or counsel.
2. Witness List – identify any persons expected to be called to testify. Be sure to notify your witnesses that they will be required to remain available and in attendance for the full duration of the hearing. (This will eliminate the difficulty of trying to reach witnesses again for rebuttal or additional examination later in the hearing). Witness lists also must be sent to the opposing party or counsel.
3. Photo Identification: a copy of a government-issued photo identification of the parties and witnesses.
4. Electronic Mail (“e-mail”) addresses for parties, counsel and witnesses. All e-mail addresses must be current and able to receive all notices relating to this matter.
5. Cellphone numbers for all parties, counsel, and witnesses at which they can be reached and respond to text message during the hearing (in the event a connection is lost).
6. A statement whether executive session may be required to receive testimony containing personal protected information, and if so, what that information may be (treatment records, patient records, therapy reports). Parties or counsel should identify any witnesses listed in response to #2 above who may provide testimony relating to personal protected information requiring executive session.
7. A statement whether an interpreter will be needed for the proceeding.

This is a formal public hearing. It will be video recorded and posted on the DPH website for public viewing. All hearing participants should appear in proper attire, in proper surroundings, and remove any potential distractions.

In preparation, please make sure all of your devices are fully functioning and properly charged. All participants are required to have video and audio functions on when testifying or speaking. Our office will contact you again 3 to 5 calendar days prior to the hearing to provide you with any further instructions and a Microsoft Teams link / phone number and code to enter the hearing.

Should you have any question please contact the hearing office at phho.dph@ct.gov.

STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH

Manisha Juthani, MD
Commissioner



Ned Lamont
Governor
Susan Bysiewicz
Lt. Governor

BOARD OF EXAMINERS FOR NURSING

March 16, 2022

Leonard A. McDermott, Esq.
Employee Advocates, LLC
35 Porter Avenue, 3B
PO BOX 205
Waterbury, CT 06770

**VIA EMAIL
and First Class Mail**

Linda Fazzina, Staff Attorney
Department of Public Health
410 Capitol Avenue, MS #12LEG
PO Box 340380
Hartford, CT 06134-0308

VIA EMAIL ONLY

RE: Maureen Hurley, RN - Petition No. 2019-732

NOTICE OF RESCHEDULED HEARING

The hearing in the above referenced matter scheduled for April 20, 2022 is continued to **May 11, 2022**.

The hearing will be held via Microsoft TEAMS during the meeting of the Board of Examiners for Nursing.

FOR: BOARD OF EXAMINERS FOR NURSING

/s/ *Jeffrey A. Kardys*

Jeffrey A. Kardys, Administrative Hearings Specialist/Board Liaison
Department of Public Health
410 Capitol Avenue, MS #13PHO
PO Box 340308
Hartford, CT 06134-0308
Tel. (860) 509-7566 FAX (860) 707-1904



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410 Capitol Avenue, P.O. Box 340308
Hartford, Connecticut 06134-0308
www.ct.gov/dph

Affirmative Action/Equal Opportunity Employer



Notice for Submissions

The hearing in the matter of **Maureen Hurley, RN** has been scheduled for **May 11, 2022** and will be conducted remotely through Microsoft Teams/teleconference.

On or before **May 1, 2022**, you must provide the following by electronic mail response to the Department of Public Health, Public Health Hearing Office at phho.dph@ct.gov.

1. Electronically Pre-filed exhibits – Exhibits should be pre-marked for identification (i.e. Department exhibit 1, Respondent exhibit A), page numbered, and properly redacted. *Parties and/or counsel should stipulate to any exhibits and facts not in dispute, and provide any objections to proposed exhibits.* All exhibits also must be sent to the opposing party or counsel.
2. Witness List – identify any persons expected to be called to testify. Be sure to notify your witnesses that they will be required to remain available and in attendance for the full duration of the hearing. (This will eliminate the difficulty of trying to reach witnesses again for rebuttal or additional examination later in the hearing). Witness lists also must be sent to the opposing party or counsel.
3. Photo Identification: a copy of a government-issued photo identification of the parties and witnesses.
4. Electronic Mail (“e-mail”) addresses for parties, counsel and witnesses. All e-mail addresses must be current and able to receive all notices relating to this matter.
5. Cellphone numbers for all parties, counsel, and witnesses at which they can be reached and respond to text message during the hearing (in the event a connection is lost).
6. A statement whether executive session may be required to receive testimony containing personal protected information, and if so, what that information may be (treatment records, patient records, therapy reports). Parties or counsel should identify any witnesses listed in response to #2 above who may provide testimony relating to personal protected information requiring executive session.
7. A statement whether an interpreter will be needed for the proceeding.

This is a formal public hearing. It will be video recorded and posted on the DPH website for public viewing. All hearing participants should appear in proper attire, in proper surroundings, and remove any potential distractions.

In preparation, please make sure all of your devices are fully functioning and properly charged. All participants are required to have video and audio functions on when testifying or speaking. Our office will contact you again 3 to 5 calendar days prior to the hearing to provide you with any further instructions and a Microsoft Teams link / phone number and code to enter the hearing.

Should you have any question please contact the hearing office at phho.dph@ct.gov.

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE QUALITY AND SAFETY BRANCH**

In re: Jennifer Scanlon, R.N.

Petition No. 2021-298

STATEMENT OF CHARGES

Pursuant to the General Statutes of Connecticut, §§19a-10 and 19a-14, the Department of Public Health (hereinafter "the Department") brings the following charges against Jennifer Scanlon:

COUNT ONE

1. Jennifer Scanlon of Meriden, Connecticut (hereinafter "respondent") is, and has been at all times referenced in this Statement of Charges, the holder of Connecticut registered nurse license number 108744.
2. During approximately February 2021, while working as a registered nurse at The Summit in Plantsville, Connecticut, respondent:
 - a. diverted Baclofen for her own personal use;
 - b. failed to completely, properly and/or accurately document medical or hospital records; and/or,
 - c. falsified one or more Controlled Substance Receipt Records.
3. During approximately February 2021, respondent abused or utilized to excess Baclofen.
4. Respondent's abuse and/or excess use of Baclofen does, and/or may, affect respondent's practice as a registered nurse.
5. The above facts constitute grounds for disciplinary action pursuant to the General Statutes of Connecticut, §20-99(b) including but not limited to:
 - a. §20-99(b)(2);
 - b. §20-99(b)(5); and/or
 - c. §20-99(b)(6).

COUNT TWO

6. Paragraph one is incorporated herein by reference as if set forth in full.
7. On or about June 17, 2020, while working as a registered nurse at the State of Connecticut Department of Correction, Garner Correctional Institution, respondent was unable to complete her medication pass, fell asleep at the medication line while giving medications, could not evaluate whether she gave medications to certain inmates, was unable to follow instructions, and/or had unclear speech and appeared confused.

8. On or about June 20, 2020, while working as a registered nurse at the State of Connecticut Department of Correction, Garner Correctional Institution, respondent:
 - a. was subject to a search of all nursing staff for missing pharmacy items, which revealed that she had three bottles of state-issued insulin and 13 syringes concealed in her shirt; blister packs of inmate medication; two bottles of her own prescriptions for OxyContin and Flexeril, and/or an unidentified pill in her personal bag; and/or
 - b. admitted that she used two syringes to inject herself with insulin assigned for inmate use; and/or
 - c. was disheveled and disoriented while on duty.
9. During approximately 2020 through May 2021, respondent was personally involved with an inmate.
10. Respondent was terminated on May 27, 2021 by Garner Correctional Institution for staff misconduct and/or undue familiarity with an inmate.
11. The above facts constitute grounds for disciplinary action pursuant to the General Statutes of Connecticut, §20-99(b) including but not limited to:
 - a. §20-99(b)(2);
 - b. §20-99(b)(5); and/or
 - c. §20-99(b)(6).

THEREFORE, the Department prays that:

The Connecticut Board of Examiners for Nursing, as authorized by the General Statutes of Connecticut, §§20-99(b) and 19a-17, revoke or order other disciplinary action against the license of Jennifer Scanlon as it deems appropriate and consistent with law.

Dated at Hartford, Connecticut this 1st day of October 2021.



Christian D. Andresen, MPH, CPH Section Chief
Practitioner Licensing and Investigations Section
Healthcare Quality and Safety Branch

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE QUALITY AND SAFETY BRANCH**

In re: Jennifer Scanlon, R.N.

Petition No. 2021-298

MOTION FOR SUMMARY SUSPENSION

The Department of Public Health (hereinafter "the Department") hereby moves in accordance with the General Statutes of Connecticut §§4-182(c) and 19a-17(c) that the Connecticut Board of Examiners for Nursing summarily suspend the license of Jennifer Scanlon to practice registered nursing in Connecticut. This motion is based on the attached Statement of Charges, Affidavits and on the Department's information and belief that the continued practice of registered nursing represents a clear and immediate danger to the public health and safety.

Dated at Hartford, Connecticut this 1st day of October 2021.



Christian D. Andresen, MPH, CPH, Section Chief
Practitioner Licensing and Investigations Section
Healthcare Quality and Safety Branch

STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH

Manisha Juthani, MD
Commissioner



Ned Lamont
Governor
Susan Bysiewicz
Lt. Governor

BOARD OF EXAMINERS FOR NURSING

In re: Jennifer Scanlon, RN

Petition No. 2021-298

SUMMARY SUSPENSION ORDER

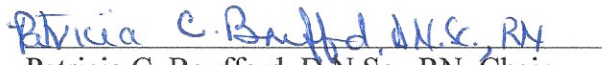
WHEREAS, the Department of Public Health having moved for an order of summary suspension in this matter and having submitted duly verified affidavits in support of its motion; and,

WHEREAS, said affidavits allege facts which show violations of §20-99(b) of the Connecticut General Statutes, and which imperatively require emergency action in that the public health, safety or welfare of the citizens of the State of Connecticut is in clear and immediate danger.

NOW, THEREFORE, pursuant to §4-182(c) and §19a-17(c) of the Connecticut General Statutes, it is hereby **ORDERED**, by vote of the Board of Examiners for Nursing:

1. That license number 108744 of Jennifer Scanlon to practice as a registered nurse in the State of Connecticut is hereby summarily suspended pending a final determination by the Board of Examiners for Nursing regarding the allegations contained in the Statement of Charges, and
2. That a hearing in this matter is scheduled for the 17th day of November 2021, at 9:00 a.m. The hearing will be held remotely via Microsoft TEAMS.

Dated at Waterbury, Connecticut this 20th day of October, 2021.


Patricia C. Bouffard, D.N.Sc., RN, Chair
Connecticut Board of Examiners for Nursing



Phone: (860) 509-7566 • Fax: (860) 707-1904
Telecommunications Relay Service 7-1-1
410 Capitol Avenue, P.O. Box 340308
Hartford, Connecticut 06134-0308
www.ct.gov/dph



**STATE OF CONNECTICUT
CONNECTICUT BOARD OF EXAMINERS FOR NURSING**

Jennifer Scanlon
219 South Broad Street, Unit N202
Meriden, CT 06450

Via Email (msjenniferscanlon79@gmail.com)
and First Class Mail

53 Parker Street, E201
Wallingford, CT 06492

RE: Jennifer Scanlon, RN - Petition No. 2021-298

NOTICE OF HEARING

By authority of the General Statutes of Connecticut, Section 4-177, you are hereby notified to appear before the Board of Examiners for Nursing for a hearing on the attached Charges against you at 9:00 AM on **November 17, 2021**. The hearing will be held by video conference during the meeting of the Board of Examiners for Nursing. The link to connect to the hearing will be provided by email 3-5 days prior to the hearing.

These Charges are being brought against you under the provisions of the Sections 19a-9, 19a-10 and 20-99(b) of the Connecticut General Statutes. The hearing will be conducted in accordance with Chapter 54 of the General Statutes of Connecticut and Section 19a-9-1, et seq., of the Regulations of Connecticut State Agencies (Public Health Code).

At the hearing you will have the opportunity to present your evidence, including witnesses and documents. It will be your responsibility to provide the hearing connection link to any witnesses you may call.

Filing an Answer; Failure to File Answer:

You are required to file an answer to the attached Charges with the Department of Public Health within 14 days from the date of this Notice of Hearing. Please note: failure to file an Answer could result in the allegations being found to be true as stated, and the possibility that you will not be permitted to submit any evidence concerning the allegations.

Representation by an Attorney:

At the aforementioned hearing you may be represented by an attorney and present evidence on your behalf. Although you may represent yourself (pro se), you are urged to obtain the services of an attorney.

Documents:

If you intend to introduce documents into evidence, **YOU MUST COMPLY WITH THE FOLLOWING REQUIREMENTS:**

Exhibits should be pre-marked for identification (i.e. Department exhibit 1, Respondent exhibit A), page numbered, and properly redacted.

The following information shall be redacted.

- (1) Date of birth
- (2) Mother's maiden name
- (3) Motor vehicle operator's license number
- (4) Social Security Number
- (5) Other government-issued identification number
- (6) Health insurance identification number
- (7) Financial account number
- (8) Security code or personal identification number (PIN)

Order Re: Filings

In preparation for this hearing you must, no later than November 3, 2021, provide the information specified in the attached Notice for Submissions.

All communications to the Board shall be submitted in this fashion. The Department or Respondent shall provide a copy of each document filed to Respondent or Department as the case may be and certify such to the Board.

Failure to Appear:

If you fail to appear at the hearing, upon proof that due notice was served upon you to appear, the Board may proceed in the same manner as though you were present in person. **The Board may hold a fact-finding meeting immediately following the close of the record.**

Please call 860-509-7566 as soon as possible if you have any questions about the hearing schedule.

Dated at Hartford, Connecticut this 21st day of October, 2021.

For the Connecticut Board of Examiners for Nursing

/s/ Jeffrey A. Kardys
Jeffrey A. Kardys, Administrative Hearings Specialist

c: Christian Andresen, Section Chief, Practitioner Licensing and Investigations
Diane Wilan, Staff Attorney, Office of Legal Compliance

The Department of Public Health is an equal opportunity provider and employer.

*If you require aid/accommodation to participate fully and fairly,
please contact the Public Health Hearing Office at 860-509-7566.*

Notice for Submissions

The hearing in the matter of **Jennifer Scanlon, RN** has been scheduled for **November 17, 2021** and will be conducted remotely through Microsoft Teams/teleconference.

On or before **November 3, 2021**, you must provide the following by electronic mail response to the Department of Public Health, Public Health Hearing Office at poho.dph@ct.gov.

1. Electronically Pre-filed exhibits – Exhibits should be pre-marked for identification (i.e. Department exhibit 1, Respondent exhibit A), page numbered, and properly redacted.
Parties and/or counsel should stipulate to any exhibits and facts not in dispute, and provide any objections to proposed exhibits. All exhibits also must be sent to the opposing party or counsel.
2. Witness List – identify any persons expected to be called to testify. Be sure to notify your witnesses that they will be required to remain available and in attendance for the full duration of the hearing. (This will eliminate the difficulty of trying to reach witnesses again for rebuttal or additional examination later in the hearing). Witness lists also must be sent to the opposing party or counsel.
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6. A statement whether executive session may be required to receive testimony containing personal protected information, and if so, what that information may be (treatment records, patient records, therapy reports). Parties or counsel should identify any witnesses listed in response to #2 above who may provide testimony relating to personal protected information requiring executive session.
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In preparation, please make sure all of your devices are fully functioning and properly charged. All participants are required to have video and audio functions on when testifying or speaking. Our office will contact you again 3 to 5 calendar days prior to the hearing to provide you with any further instructions and a Microsoft Teams link / phone number and code to enter the hearing.

Should you have any question please contact the hearing office at poho.dph@ct.gov.

From: [Wilan, Diane](#)
To: [Jennifer Scanlon](#); [Kardys, Jeffrey](#)
Cc: [Richard Brown](#)
Subject: RE: Case #2021-298
Date: Friday, November 12, 2021 8:11:13 AM
Attachments: [image001.png](#)

Mr. Kardys,

The Department has no objection to Ms. Scanlon's continuance request as her license has been summarily suspended.

Diane Wilan, Staff Attorney
Department of Public Health
410 Capitol Avenue, MS #12LEG
P.O. Box 340308
Hartford, CT 06134

CONFIDENTIALITY NOTICE: This electronic message may contain information that is confidential and/or legally privileged. It is intended only for the use of the individual(s) and entity named as recipients in the message. If you are not an intended recipient of the message, please notify the sender immediately and delete the material from any computer. Do not deliver, distribute, or copy this message, and do not disclose its contents or take action in reliance on the information it contains. Thank you!



From: Jennifer Scanlon <msjenniferscanlon79@gmail.com>
Sent: Thursday, November 11, 2021 12:00 AM
To: Kardys, Jeffrey <Jeffrey.Kardys@ct.gov>
Cc: Wilan, Diane <Diane.Wilan@ct.gov>; Richard Brown <rbrown@bpslawyers.com>
Subject: Case #2021-298

EXTERNAL EMAIL: This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Dear Mr. Kardys,

I am requesting a continuation of my hearing scheduled before the Nursing Board for next Wednesday 11/17/21 until your February or March hearing date. I am requesting this in order to give me time to retain an attorney and an opportunity to talk to Attorney Diane Wilan. I am presently are under suspension.

Thank you for your time,

Jennifer Scanlon

BOARD OF EXAMINERS FOR NURSING

November 12, 2021

Jennifer Scanlon
219 South Broad Street, Unit N202
Meriden, CT 06450

Via Email (msjenniferscanlon79@gmail.com)
and First Class Mail

Diane Wilan, Staff Attorney
Department of Public Health
410 Capitol Avenue, MS #12LEG
PO Box 340308
Hartford, CT 06134-0308

VIA EMAIL ONLY

RE: Jennifer Scanlon, RN - Petition No. 2021-298

RULING ON REQUEST FOR CONTINUANCE

In an email dated November 11, 2021, respondent requested a continuance of the hearing in the referenced matter scheduled for November 17, 2021. Without objection from the Department of Public Health, respondent's request is granted.

The hearing is rescheduled to **Wednesday, March 16, 2022 at 9:00 a.m.** The hearing will be held by video conference during the meeting of the Board of Examiners for Nursing.

The Summary Suspension of respondent's registered nurse license remains in effect.

FOR: BOARD OF EXAMINERS FOR NURSING

BY: /s/ *Jeffrey A. Kardys* _____

Jeffrey A. Kardys, Administrative Hearings Specialist/Board Liaison
Department of Public Health
410 Capitol Avenue, MS #13PHO
PO Box 340308
Hartford, CT 06134-0308
Tel. (860) 509-7566 FAX (860) 707-1904

Notice for Submissions

The hearing in the matter of **Jennifer Scanlon, RN** has been scheduled for **March 16, 2022** and will be conducted remotely through Microsoft Teams/teleconference.

On or before **March 2, 2022**, you must provide the following by electronic mail response to the hearing office at phho.dph@ct.gov

1. Electronically Pre-filed exhibits – Exhibits should be pre-marked for identification (i.e. Department exhibit 1, Respondent exhibit A), page numbered, and properly redacted.
Parties and/or counsel should stipulate to any exhibits and facts not in dispute, and provide any objections to proposed exhibits. All exhibits also must be sent to the opposing party or counsel.
2. Witness List – identify any persons expected to be called to testify. Be sure to notify your witnesses that they will be required to remain available and in attendance for the full duration of the hearing. (This will eliminate the difficulty of trying to reach witnesses again for rebuttal or additional examination later in the hearing). Witness lists also must be sent to the opposing party or counsel.
3. Photo Identification: a copy of a government-issued photo identification of the parties and witnesses.
4. Electronic Mail (“e-mail”) addresses for parties, counsel and witnesses. All e-mail addresses must be current and able to receive all notices relating to this matter.
5. Cellphone numbers for all parties, counsel, and witnesses at which they can be reached and respond to text message during the hearing (in the event a connection is lost).
6. A statement whether executive session may be required to receive testimony containing personal protected information, and if so, what that information may be (treatment records, patient records, therapy reports). Parties or counsel should identify any witnesses listed in response to #2 above who may provide testimony relating to personal protected information requiring executive session.
7. A statement whether an interpreter will be needed for the proceeding.

This is a formal public hearing. It will be video recorded and posted on the DPH website for public viewing. All hearing participants should appear in proper attire, in proper surroundings, and remove any potential distractions.

In preparation, please make sure all of your devices are fully functioning and properly charged. All participants are required to have video and audio functions on when testifying or speaking. Our office will contact you again 3 to 5 calendar days prior to the hearing to provide you with any further instructions and a Microsoft Teams link / phone number and code to enter the hearing.

Should you have any question please contact the hearing office at phho.dph@ct.gov.

STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH

Manisha Juthani, MD
Commissioner



Ned Lamont
Governor
Susan Bysiewicz
Lt. Governor

BOARD OF EXAMINERS FOR NURSING

February 22, 2022

Jennifer Scanlon
219 South Broad Street, Unit N202
Meriden, CT 06450

Via Email (msjenniferscanlon79@gmail.com)
and First Class Mail

Diane Wilan, Staff Attorney
Department of Public Health
410 Capitol Avenue, MS #12LEG
PO Box 340308
Hartford, CT 06134-0308

VIA EMAIL ONLY

RE: Jennifer Scanlon, RN - Petition No. 2021-298

NOTICE OF RESCHEDULED HEARING

The hearing in the above referenced matter is rescheduled to **April 20, 2022**.

The hearing will be held via Microsoft TEAMS during the meeting of the Board of Examiners for Nursing.

The Summary Suspension of respondent's licensed practical nurse license remains in effect.

FOR: BOARD OF EXAMINERS FOR NURSING

/s/ *Jeffrey A. Kardys*

Jeffrey A. Kardys, Administrative Hearings Specialist/Board Liaison
Department of Public Health
410 Capitol Avenue, MS #13PHO
PO Box 340308
Hartford, CT 06134-0308
Tel. (860) 509-7566 FAX (860) 707-1904



Phone: (860) 509-7566 • Fax: (860) 707-1904
Telecommunications Relay Service 7-1-1
410 Capitol Avenue, P.O. Box 340308
Hartford, Connecticut 06134-0308
www.ct.gov/dph

Affirmative Action/Equal Opportunity Employer



Notice for Submissions

The hearing in the matter of **Jennifer Scanlon, RN** has been scheduled for **April 20, 2022** and will be conducted remotely through Microsoft Teams/teleconference.

On or before **April 6, 2022**, you must provide the following by electronic mail response to the hearing office at poho.dph@ct.gov

1. Electronically Pre-filed exhibits – Exhibits should be pre-marked for identification (i.e. Department exhibit 1, Respondent exhibit A), page numbered, and properly redacted.
Parties and/or counsel should stipulate to any exhibits and facts not in dispute, and provide any objections to proposed exhibits. All exhibits also must be sent to the opposing party or counsel.
2. Witness List – identify any persons expected to be called to testify. Be sure to notify your witnesses that they will be required to remain available and in attendance for the full duration of the hearing. (This will eliminate the difficulty of trying to reach witnesses again for rebuttal or additional examination later in the hearing). Witness lists also must be sent to the opposing party or counsel.
3. Photo Identification: a copy of a government-issued photo identification of the parties and witnesses.
4. Electronic Mail (“e-mail”) addresses for parties, counsel and witnesses. All e-mail addresses must be current and able to receive all notices relating to this matter.
5. Cellphone numbers for all parties, counsel, and witnesses at which they can be reached and respond to text message during the hearing (in the event a connection is lost).
6. A statement whether executive session may be required to receive testimony containing personal protected information, and if so, what that information may be (treatment records, patient records, therapy reports). Parties or counsel should identify any witnesses listed in response to #2 above who may provide testimony relating to personal protected information requiring executive session.
7. A statement whether an interpreter will be needed for the proceeding.

This is a formal public hearing. It will be video recorded and posted on the DPH website for public viewing. All hearing participants should appear in proper attire, in proper surroundings, and remove any potential distractions.

In preparation, please make sure all of your devices are fully functioning and properly charged. All participants are required to have video and audio functions on when testifying or speaking. Our office will contact you again 3 to 5 calendar days prior to the hearing to provide you with any further instructions and a Microsoft Teams link / phone number and code to enter the hearing.

Should you have any question please contact the hearing office at poho.dph@ct.gov.

From: [Jennifer Scanlon](#)
To: [Kardys, Jeffrey](#)
Subject: Re: Hearing - Board of Examiners for Nursing
Date: Wednesday, March 23, 2022 5:17:18 AM
Attachments: [image002.png](#)

EXTERNAL EMAIL: This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

I would really like the hearing to be held on May 11 please. I really need time to secure counsel and send any needed information.
Please advise.

Thank you
Jennifer scanlon

On Thu, Mar 10, 2022 at 8:24 AM Kardys, Jeffrey <Jeffrey.Kardys@ct.gov> wrote:

Good Morning Jennifer,

The Board of Examiners for Nursing is changing their meeting/hearing dates during April and May 2022. The hearing date on April 20, 2022 is being cancelled.

Your hearing is currently scheduled for April 20, 2022. Please advise if you can be available to do your hearing (to be held remotely) on **April 6, 2022**.

If April 6, 2022 does not work, then May 11, 2022 or May 18, 2022 are alternate dates.

Please let me know as soon as possible which date works for you..

Thank you!!!

Jeffrey A. Kardys
Administrative Hearings Specialist
State of Connecticut

STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH

Manisha Juthani, MD
Commissioner



Ned Lamont
Governor
Susan Bysiewicz
Lt. Governor

BOARD OF EXAMINERS FOR NURSING

March 25, 2022

Jennifer Scanlon
219 South Broad Street, Unit N202
Meriden, CT 06450

Via Email (msjenniferscanlon79@gmail.com)
and First Class Mail

Linda Fazzina, Staff Attorney
Department of Public Health
410 Capitol Avenue, MS #12LEG
PO Box 340308
Hartford, CT 06134-0308

VIA EMAIL ONLY

RE: Jennifer Scanlon, RN - Petition No. 2021-298

NOTICE OF RESCHEDULED HEARING

Subsequent to a request by respondent without objection from the Department of Public Health, the hearing in the above referenced matter currently scheduled for **April 6, 2022** is rescheduled to **May 11, 2022**.

The hearing will be held via Microsoft TEAMS during the meeting of the Board of Examiners for Nursing.

The Summary Suspension of respondent's licensed practical nurse license remains in effect.

FOR: BOARD OF EXAMINERS FOR NURSING

/s/ *Jeffrey A. Kardys*

Jeffrey A. Kardys, Administrative Hearings Specialist/Board Liaison
Department of Public Health
410 Capitol Avenue, MS #13PHO
PO Box 340308
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Affirmative Action/Equal Opportunity Employer



Notice for Submissions

The hearing in the matter of **Jennifer Scanlon, RN** has been scheduled for **May 11, 2022** and will be conducted remotely through Microsoft Teams/teleconference.

On or before **May 1, 2022**, you must provide the following by electronic mail response to the hearing office at poho.dph@ct.gov

1. Electronically Pre-filed exhibits – Exhibits should be pre-marked for identification (i.e. Department exhibit 1, Respondent exhibit A), page numbered, and properly redacted.
Parties and/or counsel should stipulate to any exhibits and facts not in dispute, and provide any objections to proposed exhibits. All exhibits also must be sent to the opposing party or counsel.
2. Witness List – identify any persons expected to be called to testify. Be sure to notify your witnesses that they will be required to remain available and in attendance for the full duration of the hearing. (This will eliminate the difficulty of trying to reach witnesses again for rebuttal or additional examination later in the hearing). Witness lists also must be sent to the opposing party or counsel.
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In preparation, please make sure all of your devices are fully functioning and properly charged. All participants are required to have video and audio functions on when testifying or speaking. Our office will contact you again 3 to 5 calendar days prior to the hearing to provide you with any further instructions and a Microsoft Teams link / phone number and code to enter the hearing.

Should you have any question please contact the hearing office at poho.dph@ct.gov.

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
REGULATORY SERVICES BRANCH**

In re: Jennifer Scanlon, R.N.) Petition No. 2021-298
))
) March 16, 2022

MOTION TO AMEND STATEMENT OF CHARGES

The Department of Public Health ("the Department") brings this motion requesting that the Connecticut State Board of Examiners for Nursing. ("the Board") amend the Statement of Charges in this petition.

As ground for this motion, the Department states as follows:

On or about October 1, 2021, the Department filed a Statement of Charges in this petition. A copy of the Statement of Charges is attached hereto as Attachment "A."

The Department amends Count Two of the Statement of Charges as indicated in the Amended Statement of Charges attached hereto as Attachment "B."

Wherefore, the Department requests that its Motion to Amend Statement of Charges be granted.

Respectfully submitted,

THE DEPARTMENT OF PUBLIC HEALTH

3/16/22

Date

Linda L. Fazzina _____

Linda Fazzina, Staff Attorney
Office of Legal Compliance

ORDER

The foregoing motion having been duly considered by the Connecticut Board of Examiners for Nursing is hereby GRANTED/DENIED.

Dated this _____ day of _____ 2022 at _____,
Connecticut

Connecticut Board of Examiners for Nursing

CERTIFICATION

I certify that on this 16th day of March, 2022, a copy of the foregoing was sent by email to Jennifer Scanlon (msjenniferscanlon79@gmail.com) and to Jeffrey A. Kardys (jeffrey.kardys@ct.gov), Administrative Hearings Specialist in the Department's Public Health Hearing Office.

Linda L. Fazzina

Linda L. Fazzina, Staff Attorney
Office of Legal Compliance

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE QUALITY AND SAFETY BRANCH**

ATTACHMENT A

In re: Jennifer Scanlon, R.N.

Petition No. 2021-298

STATEMENT OF CHARGES

Pursuant to the General Statutes of Connecticut, §§19a-10 and 19a-14, the Department of Public Health (hereinafter "the Department") brings the following charges against Jennifer Scanlon:

COUNT ONE

1. Jennifer Scanlon of Meriden, Connecticut (hereinafter "respondent") is, and has been at all times referenced in this Statement of Charges, the holder of Connecticut registered nurse license number 108744.
2. During approximately February 2021, while working as a registered nurse at The Summit in Plantsville, Connecticut, respondent:
 - a. diverted Baclofen for her own personal use;
 - b. failed to completely, properly and/or accurately document medical or hospital records; and/or,
 - c. falsified one or more Controlled Substance Receipt Records.
3. During approximately February 2021, respondent abused or utilized to excess Baclofen.
4. Respondent's abuse and/or excess use of Baclofen does, and/or may, affect respondent's practice as a registered nurse.
5. The above facts constitute grounds for disciplinary action pursuant to the General Statutes of Connecticut, §20-99(b) including but not limited to:
 - a. §20-99(b)(2);
 - b. §20-99(b)(5); and/or
 - c. §20-99(b)(6).

COUNT TWO

6. Paragraph one is incorporated herein by reference as if set forth in full.
7. On or about June 17, 2020, while working as a registered nurse at the State of Connecticut Department of Correction, Garner Correctional Institution, respondent was unable to complete her medication pass, fell asleep at the medication line while giving medications, could not evaluate whether she gave medications to certain inmates, was unable to follow instructions, and/or had unclear speech and appeared confused.

8. On or about June 20, 2020, while working as a registered nurse at the State of Connecticut Department of Correction, Garner Correctional Institution, respondent:
 - a. was subject to a search of all nursing staff for missing pharmacy items, which revealed that she had three bottles of state-issued insulin and 13 syringes concealed in her shirt; blister packs of inmate medication; two bottles of her own prescriptions for OxyContin and Flexeril, and/or an unidentified pill in her personal bag; and/or
 - b. admitted that she used two syringes to inject herself with insulin assigned for inmate use; and/or
 - c. was disheveled and disoriented while on duty.
9. During approximately 2020 through May 2021, respondent was personally involved with an inmate.
10. Respondent was terminated on May 27, 2021 by Garner Correctional Institution for staff misconduct and/or undue familiarity with an inmate.
11. The above facts constitute grounds for disciplinary action pursuant to the General Statutes of Connecticut, §20-99(b) including but not limited to:
 - a. §20-99(b)(2);
 - b. §20-99(b)(5); and/or
 - c. §20-99(b)(6).

THEREFORE, the Department prays that:

The Connecticut Board of Examiners for Nursing, as authorized by the General Statutes of Connecticut, §§20-99(b) and 19a-17, revoke or order other disciplinary action against the license of Jennifer Scanlon as it deems appropriate and consistent with law.

Dated at Hartford, Connecticut this 1st day of October 2021.



Christian D. Andresen, MPH, CPH Section Chief
Practitioner Licensing and Investigations Section
Healthcare Quality and Safety Branch

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE QUALITY AND SAFETY BRANCH**

ATTACHMENT B

In re: Jennifer Scanlon, R.N.

Petition No. 2021-298

**AMENDED
STATEMENT OF CHARGES**

Pursuant to the General Statutes of Connecticut, §§19a-10 and 19a-14, the Department of Public Health (hereinafter "the Department") brings the following charges against Jennifer Scanlon:

COUNT ONE

1. Jennifer Scanlon of Meriden, Connecticut (hereinafter "respondent") is, and has been at all times referenced in this Statement of Charges, the holder of Connecticut registered nurse license number 108744.
2. During approximately February 2021, while working as a registered nurse at The Summit in Plantsville, Connecticut, respondent:
 - a. diverted Baclofen for her own personal use;
 - b. failed to completely, properly and/or accurately document medical or hospital records; and/or,
 - c. falsified one or more Controlled Substance Receipt Records.
3. During approximately February 2021, respondent abused or utilized to excess Baclofen.
4. Respondent's abuse and/or excess use of Baclofen does, and/or may, affect respondent's practice as a registered nurse.
5. The above facts constitute grounds for disciplinary action pursuant to the General Statutes of Connecticut, §20-99(b) including but not limited to:
 - a. §20-99(b)(2);
 - b. §20-99(b)(5); and/or
 - c. §20-99(b)(6).

COUNT TWO

6. Paragraph one is incorporated herein by reference as if set forth in full.
7. On or about June 17, 2020, while working as a registered nurse at the State of Connecticut Department of Correction, Garner Correctional Institution ("Garner"), respondent was unable to complete her medication pass; evaluate or verify whether she gave medications to one or more inmates; and/or follow instructions. In addition, respondent exhibited drowsiness, confusion, shakiness or unclear speech and/or fell asleep while on duty.

8. On or about June 20, 2020, while working as a registered nurse at Garner, respondent:
 - a. diverted one or more pharmacy items, including insulin; syringes; one or more pills and/or blister pack(s) of inmate medication;
 - b. injected herself, while on duty, with insulin assigned for inmate use; and/or
 - c. appeared disheveled, disoriented and/or impaired while on duty.
9. On or about June 20, 2020, respondent abused and/or utilized to excess insulin.
10. Respondent's abuse and/or excess use of insulin does, and/or may, affect her practice as a registered nurse.
11. Respondent failed to conform to the accepted standards of the nursing profession and/or violated professional boundaries when respondent formed an inappropriate personal relationship with a Garner inmate, during approximately 2020. Said inappropriate relationship continued while the Garner inmate was on parole, including in approximately September or October 2020.
12. The above facts constitute grounds for disciplinary action pursuant to the General Statutes of Connecticut §20-99(b), including, but not limited to §20-99(b)(2) and/or §20-99(b)(5).

THEREFORE, the Department prays that:

The Connecticut Board of Examiners for Nursing, as authorized by the General Statutes of Connecticut, §§20-99(b) and 19a-17, revoke or order other disciplinary action against the license of Jennifer Scanlon as it deems appropriate and consistent with law.

Dated at Hartford, Connecticut this 16th day of March 2022.



Christian D. Andresen, MPH, CPH Section Chief
Practitioner Licensing and Investigations Section
Healthcare Quality and Safety Branch

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE QUALITY AND SAFETY BRANCH**

In Re: Sheryl Lacoursiere, APRN, RN

Petition No. 2021-1072

Petition No. 2021-1199

STATEMENT OF CHARGES

Pursuant to Connecticut General Statutes §§19a-10 and 19a-14, the Department of Public Health (hereinafter "the Department") brings the following charges against Sheryl Lacoursiere:

COUNT ONE

1. Sheryl Lacoursiere of Waterbury, Connecticut ("respondent") holds Connecticut registered nurse license number E43134 and advanced practice registered nurse license number 003861.
2. On or about August 20, 2021, September 17, 2021, and/or October 15, 2021, respondent provided nursing services for patient number one and violated the standard of care in one or more of the following ways, including, but not limited to, that she:
 - a. fell asleep, was impaired, unavailable and/or unresponsive during patient care;
 - b. failed to appropriately treat patient number one;
 - c. failed to insure patient number one's privacy and/or confidentiality;
 - d. failed to comply with HIPAA requirements;
 - e. failed to maintain appropriate patient records; and/or,
 - f. engaged in inappropriate and/or unprofessional conduct.
3. On or about September 13, 2021 and/or October 12, 2021, respondent provided nursing services for patient number two and violated the standard of care in one or more of the following ways, including, but not limited to, that she:
 - a. fell asleep, was impaired, unavailable and/or unresponsive during patient care;
 - b. failed to appropriately treat patient number two;
 - c. improperly prescribed medications;
 - d. failed to insure patient number two's privacy and/or confidentiality;
 - e. failed to comply with HIPAA requirements;
 - f. failed to properly schedule follow-up appointment(s) and/or ongoing care;

- g. failed to maintain appropriate patient records and/or,
 - h. engaged in inappropriate and/or unprofessional conduct.
4. The above facts constitute grounds for disciplinary action pursuant to Connecticut General Statutes §20-99 (b), including, but not necessarily limited to §20-99(b)(2).

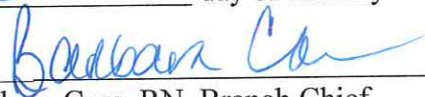
COUNT TWO

5. Paragraphs one through three are incorporated by reference as if set forth in full.
6. From approximately August 2021 through the present, respondent has or had one or more illnesses that does and/or may affect her ability to practice nursing.
7. The above facts constitute grounds for disciplinary action pursuant to Connecticut General Statutes §20-99 (b), including, but not necessarily limited to:
- a. §20-99(b)(3); and/or
 - b. §20-99(b)(4).

THEREFORE, the Department prays:

The Connecticut Board of Examiners for Nursing as authorized by Connecticut General Statutes §§20-99(b) and 19a-17, revoke, or order other disciplinary action against respondent's nursing licenses as it deems appropriate and consistent with law.

Dated at Hartford, Connecticut this 3rd day of January 2022.



Barbara Cass, RN, Branch Chief
Practitioner Licensing and Investigations Section
Healthcare Quality and Safety Branch

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE QUALITY AND SAFETY BRANCH**

In Re: Sheryl Lacoursiere, APRN, RN


Petition No. 2021-1072

Petition No. 2021-1199

MOTION FOR SUMMARY SUSPENSION

The Department of Public Health ("Department") moves, in accordance with Connecticut General Statutes §§4-182(c) and 19a-17(c), the Connecticut Board of Examiners for Nursing to summarily suspend respondent's Connecticut registered nurse license number E43134 and advanced practice registered nurse license number 003861. This motion is based on the attached Statement of Charges, affidavits, records and the Department's information and belief that respondent's continued nursing practice represents a clear and immediate danger to the public health and safety.

Dated at Hartford, Connecticut this 3rd day of January 2022.



Barbara Cass, RN, Branch Chief
Practitioner Licensing and Investigations Section
Healthcare Quality and Safety Branch

STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH

Manisha Juthani, MD
Commissioner



Ned Lamont
Governor
Susan Bysiewicz
Lt. Governor

BOARD OF EXAMINERS FOR NURSING

In re: Sheryl Lacoursiere, APRN, RN

Petition Nos. 2021-1072; 2021-1199

SUMMARY SUSPENSION ORDER


WHEREAS, the Department of Public Health having moved for an order of summary suspension in this matter and having submitted duly verified affidavits in support of its motion; and,

WHEREAS, said affidavits allege facts which show violations of §20-99(b) of the Connecticut General Statutes, and which imperatively require emergency action in that the public health, safety or welfare of the citizens of the State of Connecticut is in clear and immediate danger.

NOW, THEREFORE, pursuant to §4-182(c) and §19a-17(c) of the Connecticut General Statutes, it is hereby **ORDERED**, by vote of the Board of Examiners for Nursing:

1. That registered nurse license number E43134 and advanced practice registered nurse license number 003861 of Sheryl Lacoursiere to practice in the State of Connecticut, are hereby summarily suspended pending a final determination by the Board of Examiners for Nursing regarding the allegations contained in the Statement of Charges, and
2. That a hearing in this matter is scheduled for the 19th day of January 2022, at 9:00 a.m. The hearing will be held remotely via Microsoft TEAMS.

Dated at Waterbury, Connecticut this 5th day of January, 2022.


Patricia C. Bouffard, D.N.Sc., RN, Chair
Connecticut Board of Examiners for Nursing



Phone: (860) 509-7566 • Fax: (860) 707-1904
Telecommunications Relay Service 7-1-1
410 Capitol Avenue, P.O. Box 340308
Hartford, Connecticut 06134-0308
www.ct.gov/dnh



**STATE OF CONNECTICUT
CONNECTICUT BOARD OF EXAMINERS FOR NURSING**

Sheryl Lacoursiere
c/o Ellen M. Costello, Esq.
Del Sole & Sel Sole, LLP
46 South Whittlesey Avenue
Wallingford CT 06492-4102

VIA EMAIL (EllenC@delsoledelsole.com)

RE: Sheryl Lacoursiere, APRN, RN - Petition Nos. 2021-1072; 2021-1199

NOTICE OF HEARING

By authority of the General Statutes of Connecticut, Section 4-177, you are hereby notified to appear before the Board of Examiners for Nursing for a hearing on the attached Charges against you at 9:00 AM on **January 19, 2022**. The hearing will be held by video conference during the meeting of the Board of Examiners for Nursing. The link to connect to the hearing will be provided by email 3-5 days prior to the hearing.

These Charges are being brought against you under the provisions of the Sections 19a-9, 19a-10 and 20-99(b) of the Connecticut General Statutes. The hearing will be conducted in accordance with Chapter 54 of the General Statutes of Connecticut and Section 19a-9-1, et seq., of the Regulations of Connecticut State Agencies (Public Health Code).

At the hearing you will have the opportunity to present your evidence, including witnesses and documents. It will be your responsibility to provide the hearing connection link to any witnesses you may call.

Filing an Answer; Failure to File Answer:

You are required to file an answer to the attached Charges with the Department of Public Health *within 14 days from the date of this Notice of Hearing*. Please note: failure to file an Answer could result in the allegations being found to be true as stated, and the possibility that you will not be permitted to submit any evidence concerning the allegations.

Representation by an Attorney:

At the aforementioned hearing you may be represented by an attorney and present evidence on your behalf. Although you may represent yourself (pro se), you are urged to obtain the services of an attorney.

Documents:

If you intend to introduce documents into evidence, **YOU MUST COMPLY WITH THE FOLLOWING REQUIREMENTS:**

Exhibits should be pre-marked for identification (i.e. Department exhibit 1, Respondent exhibit A), page numbered, and properly redacted.

The following information shall be redacted.

- (1) Date of birth
- (2) Mother's maiden name
- (3) Motor vehicle operator's license number
- (4) Social Security Number
- (5) Other government-issued identification number
- (6) Health insurance identification number
- (7) Financial account number
- (8) Security code or personal identification number (PIN)

Order Re: Filings

In preparation for this hearing you must, no later than January 12, 2022, provide the information specified in the attached Notice for Submissions.

All communications to the Board shall be submitted in this fashion. The Department or Respondent shall provide a copy of each document filed to Respondent or Department as the case may be and certify such to the Board.

Failure to Appear:

If you fail to appear at the hearing, upon proof that due notice was served upon you to appear, the Board may proceed in the same manner as though you were present in person. **The Board may hold a fact-finding meeting immediately following the close of the record.**

Please call 860-509-7566 as soon as possible if you have any questions about the hearing schedule.

Dated at Hartford, Connecticut this 5th day of January, 2022.

For the Connecticut Board of Examiners for Nursing

/s/ Jeffrey A. Kardys
Jeffrey A. Kardys, Administrative Hearings Specialist

c: Christian Andresen, Section Chief, Practitioner Licensing and Investigations
Joelle Newton, Staff Attorney, Office of Legal Compliance

Notice for Submissions

The hearing in the matter of **Sheryl Lacoursiere, APRN, RN** has been scheduled for **January 19, 2022** and will be conducted remotely through Microsoft Teams/teleconference.

On or before **January 12, 2021**, you must provide the following by electronic mail response to the Department of Public Health, Public Health Hearing Office at pgho.dph@ct.gov.

1. Electronically Pre-filed exhibits – Exhibits should be pre-marked for identification (i.e. Department exhibit 1, Respondent exhibit A), page numbered, and properly redacted.
Parties and/or counsel should stipulate to any exhibits and facts not in dispute, and provide any objections to proposed exhibits. All exhibits also must be sent to the opposing party or counsel.
2. Witness List – identify any persons expected to be called to testify. Be sure to notify your witnesses that they will be required to remain available and in attendance for the full duration of the hearing. (This will eliminate the difficulty of trying to reach witnesses again for rebuttal or additional examination later in the hearing). Witness lists also must be sent to the opposing party or counsel.
3. Photo Identification: a copy of a government-issued photo identification of the parties and witnesses.
4. Electronic Mail (“e-mail”) addresses for parties, counsel and witnesses. All e-mail addresses must be current and able to receive all notices relating to this matter.
5. Cellphone numbers for all parties, counsel, and witnesses at which they can be reached and respond to text message during the hearing (in the event a connection is lost).
6. A statement whether executive session may be required to receive testimony containing personal protected information, and if so, what that information may be (treatment records, patient records, therapy reports). Parties or counsel should identify any witnesses listed in response to #2 above who may provide testimony relating to personal protected information requiring executive session.
7. A statement whether an interpreter will be needed for the proceeding.

This is a formal public hearing. It will be video recorded and posted on the DPH website for public viewing. All hearing participants should appear in proper attire, in proper surroundings, and remove any potential distractions.

In preparation, please make sure all of your devices are fully functioning and properly charged. All participants are required to have video and audio functions on when testifying or speaking. Our office will contact you again 3 to 5 calendar days prior to the hearing to provide you with any further instructions and a Microsoft Teams link / phone number and code to enter the hearing.

Should you have any question please contact the hearing office at pgho.dph@ct.gov.

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH**

In Re: DPH V SHERYL LACOURSIERE, APRN
Petition No. 2021-1072

MOTION FOR CONTINUANCE OF HEARING

The Respondent, Sheryl LaCoursiere, APRN, hereby moves for a continuance of at least 30 days of the Hearing Scheduled for January 19,2022 because the Department has just filed an Amended Statement of Charges that include two totally new Counts each including 11 and 10 subsections respectively, addressed to each patient. The Department alleges the reason for these new charges are based on the review of its new consultant expert. The Department has not provided the Respondent with a copy of the consultant's opinions to date.

Due Process requires the Respondent be given more than twenty-four hours notice of new charges. The Respondent will need to provide the new charges and the Department's consultant's report to its consultants for review and comment.

For all the foregoing reasons, the Respondent requests this motion be granted.

THE RESPONDENT,
SHERYL LACOURSIERE, APRN

BY /S/



ELLEN M. COSTELLO
DEL SOLE & DEL SOLE, L.L.P.
46 SOUTH WHITTLESEY AVENUE
WALLINGFORD, CT 06492
TEL: 203-284-8000
FAX: 203-284-1539
JURIS NO. 101674

CERTIFICATION

I hereby certify that a copy of the foregoing has been mailed on this, the 18th day of January, 2022:

Jeffrey A. Hardys
Administrative Hearings Specialist
State of Connecticut
Department of Public Health
Legal Office / Public Health
410 Capitol Avenue, MS 13PHO
Hartford, CT 06134
Jeffrey.kardys@ct.gov

Joelle Newton
State of Connecticut
Department of Public Health
410 Capitol Avenue
Hartford, CT 06134
Joelle.Newton@ct.gov

/s/ Ellen M. Costello
Ellen M. Costello

STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH

Manisha Juthani, MD
Commissioner



Ned Lamont
Governor
Susan Bysiewicz
Lt. Governor

BOARD OF EXAMINERS FOR NURSING

January 18, 2022

Ellen M. Costello, Esq.
Del Sole & Sel Sole, LLP
46 South Whittlesey Avenue
Wallingford CT 06492-4102

VIA EMAIL ONLY (EllenC@delsoledelsole.com)

Joelle Newton, Staff Attorney
Department of Public Health
410 Capitol Avenue, MS #12LEG
PO Box 340308
Hartford, CT 06134-0308

VIA EMAIL ONLY

RE: Sheryl Lacoursiere, APRN, RN - Petition Nos. 2021-1072; 2021-1199

RULING ON MOTION FOR CONTINUANCE

On January 18, 2022, counsel for respondent in the above-referenced matter filed a motion for continuance of a hearing scheduled for January 19, 2022. The Department of Public Health does not object to the motion.

Respondent's request for a continuance is granted.

The hearing is rescheduled to **Wednesday, February 16, 2022**. The hearing will be held remotely via Microsoft TEAMS during the meeting of the Board of Examiners for Nursing which begins at 8:30 a.m.

FOR: BOARD OF EXAMINERS FOR NURSING

BY: /s/ Jeffrey A. Kardys

Jeffrey A. Kardys, Administrative Hearings Specialist/Board Liaison
Department of Public Health
410 Capitol Avenue, MS #13PHO
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Affirmative Action/Equal Opportunity Employer



**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE QUALITY AND SAFETY BRANCH**

In Re: Sheryl Lacoursiere, APRN, RN

Petition No. 2021-1072

Petition No. 2021-1199

January 17, 2022

MOTION TO AMEND STATEMENT OF CHARGES

The Department of Public Health ("Department") respectfully moves the Connecticut Board of Examiners for Nursing ("Board") to amend the Statement of Charges based on the following:

1. On January 3, 2022, the Department issued a Statement of Charges (attachment A).
2. On January 5, 2022, the Board summarily suspended respondent's nursing licenses.
3. Subsequently, the Department retained a consultant, Margaret Trussler-McLaughlin, RN, MS, APRN, BC, who reviewed respondent's treatment records for patient #1 and patient #2 ("patients").
4. The Department moves to amend the Statement of Charges to include additional allegations based upon the consultant's review and opinion of respondent's care of the patients.

Respectfully submitted,

THE DEPARTMENT OF PUBLIC HEALTH

Joelle C. Newton

Joelle C. Newton, Staff Attorney
Office of Legal Compliance

ORDER

The foregoing motion having been duly considered by the Connecticut Board of Examiners for Nursing, it is hereby GRANTED/DENIED.

Dated January 19, 2022 at Hartford, Connecticut.

Connecticut Board of Examiners for Nursing

CERTIFICATION

This certifies that on January 17, 2022 this motion was emailed to the Department of Public Health, Public Health Hearing Office, phho.dph@ct.gov and to respondent's counsel, Attorney Ellen Costello, ellenc@delsoledelsole.com.

Joelle C. Newton

Joelle C. Newton, Staff Attorney

Attachment A

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE QUALITY AND SAFETY BRANCH**

In Re: Sheryl Lacoursiere, APRN, RN

Petition No. 2021-1072

Petition No. 2021-1199

STATEMENT OF CHARGES

Pursuant to Connecticut General Statutes §§19a-10 and 19a-14, the Department of Public Health (hereinafter "the Department") brings the following charges against Sheryl Lacoursiere:

COUNT ONE

1. Sheryl Lacoursiere of Waterbury, Connecticut ("respondent") holds Connecticut registered nurse license number E43134 and advanced practice registered nurse license number 003861.
2. On or about August 20, 2021, September 17, 2021, and/or October 15, 2021, respondent provided nursing services for patient number one and violated the standard of care in one or more of the following ways, including, but not limited to, that she:
 - a. fell asleep, was impaired, unavailable and/or unresponsive during patient care;
 - b. failed to appropriately treat patient number one;
 - c. failed to insure patient number one's privacy and/or confidentiality;
 - d. failed to comply with HIPAA requirements;
 - e. failed to maintain appropriate patient records; and/or,
 - f. engaged in inappropriate and/or unprofessional conduct.
3. On or about September 13, 2021 and/or October 12, 2021, respondent provided nursing services for patient number two and violated the standard of care in one or more of the following ways, including, but not limited to, that she:
 - a. fell asleep, was impaired, unavailable and/or unresponsive during patient care;
 - b. failed to appropriately treat patient number two;
 - c. improperly prescribed medications;
 - d. failed to insure patient number two's privacy and/or confidentiality;
 - e. failed to comply with HIPAA requirements;
 - f. failed to properly schedule follow-up appointment(s) and/or ongoing care;

- g. failed to maintain appropriate patient records and/or,
 - h. engaged in inappropriate and/or unprofessional conduct.
4. The above facts constitute grounds for disciplinary action pursuant to Connecticut General Statutes §20-99 (b), including, but not necessarily limited to §20-99(b)(2).

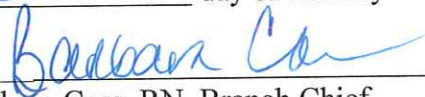
COUNT TWO

5. Paragraphs one through three are incorporated by reference as if set forth in full.
6. From approximately August 2021 through the present, respondent has or had one or more illnesses that does and/or may affect her ability to practice nursing.
7. The above facts constitute grounds for disciplinary action pursuant to Connecticut General Statutes §20-99 (b), including, but not necessarily limited to:
- a. §20-99(b)(3); and/or
 - b. §20-99(b)(4).

THEREFORE, the Department prays:

The Connecticut Board of Examiners for Nursing as authorized by Connecticut General Statutes §§20-99(b) and 19a-17, revoke, or order other disciplinary action against respondent's nursing licenses as it deems appropriate and consistent with law.

Dated at Hartford, Connecticut this 3rd day of January 2022.



Barbara Cass, RN, Branch Chief
Practitioner Licensing and Investigations Section
Healthcare Quality and Safety Branch

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE QUALITY AND SAFETY BRANCH**

In Re: Sheryl Lacoursiere, APRN, RN

Petition No. 2021-1072

Petition No. 2021-1199

AMENDED STATEMENT OF CHARGES

Pursuant to Connecticut General Statutes §§19a-10 and 19a-14, the Department of Public Health (hereinafter "the Department") brings the following charges against Sheryl Lacoursiere:

COUNT ONE

1. Sheryl Lacoursiere of Waterbury, Connecticut ("respondent") holds Connecticut registered nurse license number E43134 and advanced practice registered nurse license number 003861.
2. From approximately August 31, 2020 through October 15, 2021, respondent provided nursing care for patient #1 during which time respondent violated the standard of care in one or more of the following ways, in that she:
 - a. failed to fully obtain the patient's individual and/or family history;
 - b. failed to properly treat and/or assess the patient;
 - c. failed to properly formulate a treatment plan;
 - d. failed to coordinate and/or collaborate with the patient's other healthcare providers;
 - e. failed to properly obtain and review the patient's medical records from other healthcare providers;
 - f. failed to properly assess the patient's personal and/or community safety;
 - g. improperly and/or fraudulently billed for services she did not provide;
 - h. failed to maintain appropriate treatment records;
 - i. utilized an assistant without disclosing the nature of the relationship and/or failed to obtain the patient's informed consent;
 - j. failed to timely provide treatment records to the patient's subsequent healthcare provider(s) upon the patient's request, and/or,
 - k. engaged in inappropriate and/or unprofessional conduct.

3. On or about April 2, 2021, August 20, 2021, September 17, 2021, and/or October 15, 2021, respondent provided nursing services for patient #1 and violated the standard of care in one or more of the following ways, in that she:
 - a. fell asleep, was impaired, unavailable and/or unresponsive during patient care;
 - b. failed to insure the patient's privacy and/or confidentiality; and/or,
 - c. engaged in inappropriate and/or unprofessional conduct.
4. The above facts constitute grounds for disciplinary action pursuant to Connecticut General Statutes §20-99 (b), including, but not necessarily limited to 20-99(b)(2) and/or 20-99(b)(6).

COUNT TWO

5. Paragraph one is incorporated by reference as if set forth in full.
6. On or about September 13, 2021, respondent provided nursing care for patient #2 during which time respondent violated the standard of care in one or more of the following ways, in that she:
 - a. failed to fully obtain the patient's individual and/or family history;
 - b. failed to properly treat and/or assess the patient;
 - c. failed to properly formulate a treatment plan;
 - d. failed to properly assess the patient's personal and/or community safety;
 - e. documented "No medications now-to be determined at next visit" when respondent prescribed a medication;
 - f. prescribed a medication that was inappropriate and/or contraindicated;
 - g. failed to properly manage the patient's medication regimen;
 - h. improperly and/or fraudulently billed for services she did not provide;
 - i. failed to recognize the severity of the patient's illness;
 - j. failed to refer the patient to other appropriate healthcare provider(s);
 - k. failed to maintain appropriate treatment records; and/or
 - l. engaged in inappropriate and/or unprofessional conduct.
7. On or about October 12, 2021, respondent provided nursing care for patient #2 during which time respondent violated the standard of care in one or more of the following ways, in that she:
 - a. failed to fully obtain the patient's individual and/or family history;
 - b. failed to properly treat and/or assess the patient;

- c. failed to properly formulate a treatment plan;
 - d. failed to properly assess the patient's personal and community safety;
 - e. prescribed a medication that was inappropriate and/or contraindicated;
 - f. failed to properly manage the patient's medication regimen;
 - g. improperly and/or fraudulently billed for services she did not provide;
 - h. failed to recognize the severity of the patient's illness;
 - i. failed to refer the patient to other appropriate healthcare providers; and/or,
 - j. failed to maintain appropriate treatment records.
8. On or about September 13, 2021 and/or October 12, 2021, respondent provided nursing services for patient #2 and violated the standard of care in one or more of the following ways, in that she:
- a. fell asleep, was impaired, unavailable and/or unresponsive during patient care;
 - b. failed to insure the patient's privacy and/or confidentiality; and/or,
 - c. engaged in inappropriate and/or unprofessional conduct.
9. The above facts constitute grounds for disciplinary action pursuant to Connecticut General Statutes §20-99 (b), including, but not necessarily limited to 20-99(b)(2) and/or 20-99(b)(6).

COUNT THREE

10. Paragraphs one through nine are incorporated by reference as if set forth in full.
11. From approximately August 2021 through the present, respondent has or had one or more illnesses that does and/or may affect her ability to practice nursing.
12. The above facts constitute grounds for disciplinary action pursuant to Connecticut General Statutes §20-99 (b), including, but not necessarily limited to:
- a. §20-99(b)(3); and/or
 - b. §20-99(b)(4).

THEREFORE, the Department prays:

The Connecticut Board of Examiners for Nursing as authorized by Connecticut General Statutes §§20-99(b) and 19a-17, revoke, or order other disciplinary action against respondent's nursing licenses as it deems appropriate and consistent with law.

Dated at Hartford, Connecticut January 17, 2022.

A handwritten signature in blue ink that reads "Christian D. Andresen". The signature is written in a cursive style.

Christian D. Andresen, MPH, CPH, Section Chief
Practitioner Licensing and Investigations Section
Healthcare Quality and Safety Branch

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH**

In Re: DPH V SHERYL LACOURSIERE, APRN
Petition No. 2021-1072

RESPONDENT'S OBJECTION TO AMENDED STATEMENT OF CHARGES

On January 5, 2022, the Board of Nursing granted the Department's Motion for Summary Suspension of Dr. LaCoursiere's APRN license. The Board refused to consider Dr. LaCoursiere's treating physician's letter clearing her to return to work on the basis that it had not been received prior to the Hearing. Mr. Kardys told the Board he had not received the document from the undersigned. After the Hearing Mr. Kardys admitted he had received Respondent's email sent to him and Attorney Newton but claims Dr. Jindal's letter was not attached. The Respondent attaches a copy of the receipt of transmittal to both Attorney Newton and Mr. Kardys which indicates there was an attachment and the attachment was Dr. Jindal's letter. If there was no attachment the line under the subject line would be blank. The computer automatically picks

up and identifies if there is an attachment. (Attached as Exhibit A).

The matter was then set down for a hearing on January 19, 2022. The day before the hearing the Department sent out an amended statement of charges, that now include a whole new Count with multiple new allegations as to each complainant. The Respondent objects to these new allegations as they did not form the basis of the summary suspension.

Dr. LaCoursiere's APRN license was summary suspended based on the allegations filed on January 3, 2022. She has a right to a hearing on those allegations only, to have her license reinstated. If the Department has other new allegations they wish to pursue, those new allegations should be dealt with in the usual course of business either at another hearing or through a consent agreement should that be necessary.

A professional license is a property right and therefore entitled to due process. Dr. LaCoursiere was not provided her due process rights in the Summary Suspension Hearing. She was only provided with the Departments Statement of Charges two days before

the Hearing and was not allowed to offer into evidence for the Board's consideration, a letter from her treating physician, indicating that she was alert and oriented and able to return to work as an APRN. Then a day before her scheduled hearing on January 19, 2022, the Department files a new Motion to Amend the Statement of Charges based on a consultants' review. The Department has failed to provide Dr. LaCoursiere with a copy of the Consultant's report.

Wherefore, Respondent requests that the Motion to Amend the Statement of Charges be denied, and the Hearing of the Summary Suspension go forward based on the original charges.

THE RESPONDENT,
SHERYL LACOURSIERE, APRN

BY /S/



ELLEN M. COSTELLO
DEL SOLE & DEL SOLE, L.L.P.
46 SOUTH WHITTLESEY AVENUE
WALLINGFORD, CT 06492
TEL: 203-284-8000
FAX: 203-284-1539
JURIS NO. 101674

CERTIFICATION

I hereby certify that a copy of the foregoing has been mailed on this, the 31st day of January 2022:

Jeffrey A. Hardys
Administrative Hearings Specialist
State of Connecticut
Department of Public Health
Legal Office / Public Health
410 Capitol Avenue, MS 13PHO
Hartford, CT 06134
Jeffrey.kardys@ct.gov

Joelle Newton
State of Connecticut
Department of Public Health
410 Capitol Avenue
Hartford, CT 06134
Joelle.Newton@ct.gov


/s/ Ellen M. Costello
Ellen M. Costello

EXHIBIT A

Linda Martingano

From: Linda Martingano
Sent: Monday, January 03, 2022 12:37 PM
To: Joelle.Newton@ct.gov
Cc: jeffrey.kardys@ct.gov
Subject: Petition No. 2021-1072
Attachments: Jindal MD Letter.pdf

Importance: High

Good afternoon:

Attorney Costello cannot get into the email you sent her this morning. Can you send me what you sent her and I can see if I can open it.

Also please find attached a letter that was requested on behalf of.

Thank you!

LindaMarie Martingano
Legal Assistant to Ellen M. Costello
Del Sole & Del Sole, L.L.P.
Tel: 203-284-8000 x 20
Fax: 203-284-9800
Email: lindam@delsoledelsole.com




December 23, 2021

To whom it may concern:

I am writing on behalf of Sheryl LaCoursiere, who has been under my care.

Please be advised that Sheryl is safe to work as an advanced practice registered nurse. She is alert and oriented, and able to return to work.

Sincerely yours,


Vipul Jindal, MD

Internal Medicine
Gaylord Hospital

Yale-New Haven Health
Bridgeport Hospital

STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE QUALITY AND SAFETY BRANCH

In Re: Sheryl Lacoursiere, APRN, RN

Petition No. 2021-1072

Petition No. 2021-1199

January 17, 2022

MOTION TO AMEND STATEMENT OF CHARGES

The Department of Public Health ("Department") respectfully moves the Connecticut Board of Examiners for Nursing ("Board") to amend the Statement of Charges based on the following:

1. On January 3, 2022, the Department issued a Statement of Charges (attachment A).
2. On January 5, 2022, the Board summarily suspended respondent's nursing licenses.
3. Subsequently, the Department retained a consultant, Margaret Trussler-McLaughlin, RN, MS, APRN, BC, who reviewed respondent's treatment records for patient #1 and patient #2 ("patients").
4. The Department moves to amend the Statement of Charges to include additional allegations based upon the consultant's review and opinion of respondent's care of the patients.

Respectfully submitted,

THE DEPARTMENT OF PUBLIC HEALTH

Joelle C. Newton

Joelle C. Newton, Staff Attorney
Office of Legal Compliance

ORDER

The foregoing motion having been duly considered by the Connecticut Board of Examiners for Nursing, it is hereby GRANTED / DENIED.

Dated January 19, 2022 at ^{Waterbury} ~~Hartford~~, Connecticut.

Patricia C. Bufford, MS
Connecticut Board of Examiners for Nursing

CERTIFICATION

This certifies that on January 17, 2022 this motion was emailed to the Department of Public Health, Public Health Hearing Office, poho.dph@ct.gov and to respondent's counsel, Attorney Ellen Costello, ellenc@delsoledelsole.com.

Joelle C. Newton

Joelle C. Newton, Staff Attorney

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH**

In Re: DPH V SHERYL LACOURSIERE, APRN
Petition No. 2021-1072

RESPONDENT'S OBJECTION TO AMENDED STATEMENT OF CHARGES

On January 5, 2022, the Board of Nursing granted the Department's Motion for Summary Suspension of Dr. LaCoursiere's APRN license. The Board refused to consider Dr. LaCoursiere's treating physician's letter clearing her to return to work on the basis that it had not been received prior to the Hearing. Mr. Kardys told the Board he had not received the document from the undersigned. After the Hearing Mr. Kardys admitted he had received Respondent's email sent to him and Attorney Newton but claims Dr. Jindal's letter was not attached. The Respondent attaches a copy of the receipt of transmittal to both Attorney Newton and Mr. Kardys which indicates there was an attachment and the attachment was Dr. Jindal's letter. If there was no attachment the line under the subject line would be blank. The computer automatically picks

up and identifies if there is an attachment. (Attached as Exhibit A).

The matter was then set down for a hearing on January 19, 2022. The day before the hearing the Department sent out an amended statement of charges, that now include a whole new Count with multiple new allegations as to each complainant. The Respondent objects to these new allegations as they did not form the basis of the summary suspension.

Dr. LaCoursiere's APRN license was summary suspended based on the allegations filed on January 3, 2022. She has a right to a hearing on those allegations only, to have her license reinstated. If the Department has other new allegations they wish to pursue, those new allegations should be dealt with in the usual course of business either at another hearing or through a consent agreement should that be necessary.


A professional license is a property right and therefore entitled to due process. Dr. LaCoursiere was not provided her due process rights in the Summary Suspension Hearing. She was only provided with the Departments Statement of Charges two days before

the Hearing and was not allowed to offer into evidence for the Board's consideration, a letter from her treating physician, indicating that she was alert and oriented and able to return to work as an APRN. Then a day before her scheduled hearing on January 19, 2022, the Department files a new Motion to Amend the Statement of Charges based on a consultants' review. The Department has failed to provide Dr. LaCoursiere with a copy of the Consultant's report.

Wherefore, Respondent requests that the Motion to Amend the Statement of Charges be denied, and the Hearing of the Summary Suspension go forward based on the original charges.

THE RESPONDENT,
SHERYL LACOURSIERE, APRN

BY /S/



ELLEN M. COSTELLO
DEL SOLE & DEL SOLE, L.L.P.
46 SOUTH WHITTLESEY AVENUE
WALLINGFORD, CT 06492
TEL: 203-284-8000
FAX: 203-284-1539
JURIS NO. 101674

The foregoing objection having been duly considered by the Board of Examiners for Nursing is hereby ~~GRANTED~~ DENIED.

Dated this 2nd day of February, 2022 at Waterbury, Connecticut.

BY: Patricia C. Ball, D.N.S.

Connecticut Board of Examiners for Nursing

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH**

In Re: DPH V SHERYL LACOURSIERE, APRN
Petition No. 2021-1072

MOTION FOR CONTINUANCE OF HEARING

The Respondent was notified by the Department that their expert was unavailable for the Hearing scheduled for February 16, 2022. Therefore, said expert would be brought to a second hearing date. On February 14, 2022 the Department notified the Respondent that an additional witness, Hope Finning was also going to be presented. The Respondent does not wish to take expert witnesses out of order and desires to complete her hearing on one date. The Department has indicated that they have no objection to Respondents' motion for continuance.

The Respondent requests a continuance until March 16, 2022 as the undersigned already has two hearings scheduled for March 2, 2022 and needs time to re-schedule witnesses.

For all the foregoing reasons, the Respondent requests this motion be granted.

THE RESPONDENT,
SHERYL LACOURSIERE, APRN

Ellen M. Costello

BY /S/
ELLEN M. COSTELLO
DEL SOLE & DEL SOLE, L.L.P.
46 SOUTH WHITTLESEY AVENUE
WALLINGFORD, CT 06492
TEL: 203-284-8000
FAX: 203-284-1539
JURIS NO. 101674

CERTIFICATION

I hereby certify that a copy of the foregoing has been mailed on this, the 14th day of February, 2022:

Jeffrey A. Hardys
Administrative Hearings Specialist
State of Connecticut
Department of Public Health
Legal Office / Public Health
410 Capitol Avenue, MS 13PHO
Hartford, CT 06134
Jeffrey.kardys@ct.gov

Joelle Newton
State of Connecticut
Department of Public Health
410 Capitol Avenue
Hartford, CT 06134
Joelle.Newton@ct.gov

Ellen M. Costello
/s/

Ellen M. Costello

STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH

Manisha Juthani, MD
Commissioner



Ned Lamont
Governor
Susan Bysiewicz
Lt. Governor

BOARD OF EXAMINERS FOR NURSING

February 17, 2022

Ellen M. Costello, Esq.
Del Sole & Sel Sole, LLP
46 South Whittlesey Avenue
Wallingford CT 06492-4102

VIA EMAIL ONLY (EllenC@delsoledelsole.com)

Joelle Newton, Staff Attorney
Department of Public Health
410 Capitol Avenue, MS #12LEG
PO Box 340308
Hartford, CT 06134-0308

VIA EMAIL ONLY

RE: Sheryl Lacoursiere, APRN, RN - Petition Nos. 2021-1072; 2021-1199

RULING ON MOTION FOR CONTINUANCE

On February 14, 2022, counsel for respondent in the above-referenced matter filed a motion for continuance of a hearing scheduled for February 16, 2022. The Department of Public Health did not object to the motion.

Respondent's request for a continuance was granted.

The hearing is rescheduled to **Wednesday, April 20, 2022**. The hearing will be held remotely via Microsoft TEAMS during the meeting of the Board of Examiners for Nursing which begins at 8:30 a.m.

FOR: BOARD OF EXAMINERS FOR NURSING

BY: /s/ Jeffrey A. Kardys

Jeffrey A. Kardys, Administrative Hearings Specialist/Board Liaison
Department of Public Health
410 Capitol Avenue, MS #13PHO
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Affirmative Action/Equal Opportunity Employer



STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH



Manisha Juthani, MD
Commissioner

Ned Lamont
Governor
Susan Bysiewicz
Lt. Governor

BOARD OF EXAMINERS FOR NURSING

May 6, 2022

Ellen M. Costello, Esq.
Del Sole & Sel Sole, LLP
46 South Whittlesey Avenue
Wallingford CT 06492-4102

VIA EMAIL ONLY (EllenC@delsoledelsole.com)

Joelle Newton, Staff Attorney
Department of Public Health
410 Capitol Avenue, MS #12LEG
PO Box 340308
Hartford, CT 06134-0308

VIA EMAIL ONLY

RE: Sheryl Lacoursiere, APRN, RN - Petition Nos. 2021-1072; 2021-1199

NOTICE OF RESCHEDULED HEARING

The hearing in the above referenced is scheduled for **May 11, 2022**.

The hearing will be held via Microsoft TEAMS during the meeting of the Board of Examiners for Nursing.

FOR: BOARD OF EXAMINERS FOR NURSING

/s/ *Jeffrey A. Kardys*

Jeffrey A. Kardys, Administrative Hearings Specialist/Board Liaison
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