

**STATE OF VERMONT
SECRETARY OF STATE
OFFICE OF PROFESSIONAL REGULATION
BOARD OF DENTAL EXAMINERS**

IN RE:	)	
CEIRE L. LENNOX	)	Docket No. 2020-73
Application Tracking No. LI-372203	)	

STIPULATION AND CONSENT ORDER

STIPULATION

NOW COME the State of Vermont, by and through State Prosecuting Attorney Elizabeth A. St. James, and the Applicant, Ceire L. Lennox, who stipulate and agree as follows:

Board Authority

1. The Vermont Board of Dental Examiners (the "Board") has authority to deny an applicant's license if it finds that the applicant has engaged in unprofessional conduct in any jurisdiction. 3 V.S.A. § 129(a); 3 V.S.A. § 129a; 26 V.S.A. Chapter 12; the Vermont Board of Dental Examiners Administrative Rules; and the Rules of the Office of Professional Regulation.

Stipulated Facts

2. Ceire L. Lennox (the "Applicant") of Barre, Vermont, submitted an application for registration as a Registered Traditional Dental assistant (the "Application") on July 16, 2019. The application was considered complete on July 29, 2020.
3. Within the Application, Applicant answered "NO" to the question, "Has Vermont or any other state, federal authority, or other jurisdiction (US or elsewhere) taken any disciplinary action (restricted, suspended, revocation, or conditioned) against a license, certificate, or registration that you hold or held in any profession or occupation?"
4. This answer was false.
5. Applicant is also licensed by the Vermont Board of Nursing as a Licensed Nursing Assistant, license number 075.0015759. This license was first issued on January 25, 2006, and expired on November 30, 2006. This license is currently in the status of Suspended.

6. Applicant was previously disciplined by the Vermont Board of Nursing in Docket No. 2006-119/NA59-0506 for unsafe or unacceptable patient care she provided as an LNA. See Attachment 1.

Violation #1: 3 V.S.A. § 129a(a)(1) Fraudulent or deceptive procurement or use of a license.

7. The State re-alleges and incorporates paragraphs 2 through 6 above.
8. Applicants must be truthful in the application process and are prohibited from engaging in fraudulent or deceptive procurement or use of a license.
9. Paragraphs 2 through 6 above demonstrate that by failing to disclose prior discipline by a state licensing board, as required during the application process, Applicant engaged in fraudulent or deceptive procurement or use of a license.
10. The act(s), omission(s), and/or circumstance(s) described above constitute grounds for discipline because the Applicant has committed unprofessional conduct in violation of 3 V.S.A. §129a(a)(1).

Understandings

11. Applicant admits the facts as outlined above are true and the Board may find that the Applicant engaged in unprofessional conduct and that the order below is necessary to protect the public.
12. Applicant understands that the Board must review and accept the terms of the Consent Order. If the Board rejects any portion, the entire Stipulation and Consent Order shall be null and void.
13. Applicant specifically waives any claims that any disclosures made to the Board during its review of this agreement have prejudiced Applicant's rights to a fair and impartial hearing in future hearings if this agreement is not accepted.
14. Applicant has read and reviewed this entire document and agrees that it contains the entire agreement between the parties.
15. Applicant is not under the influence of any drugs or alcohol at the time of signature of this Stipulation and Consent Order.
16. Applicant voluntarily enters into this agreement after the opportunity to consult with legal counsel and is not being coerced by anyone into signing this Stipulation and Consent Order.
17. Applicant voluntarily waives the right to a contested hearing and waives any right to appeal from this Stipulation and Consent Order.

18. Applicant agrees that the Order set forth below may be entered.

ORDER

Based on the Stipulation above, it is **ORDERED AND ADJUDGED** as follows:

- A. Applicant is granted registration as a Registered Traditional Dental Assistant.
- B. Applicant's registration is hereby **WARNED** when it is issued.
- C. Notwithstanding any provision above, Applicant must continue to meet all requirements for maintaining a commission, commission renewal, and commission reinstatement.
- D. This Stipulation and Consent Order is a matter of public record and may be reported to other licensing authorities as provided in 3 V.S.A. §129(a).
- E. This Stipulation and Consent Order will remain part of Applicant's licensing file and may be used for purposes of determining sanctions in any future disciplinary matter.

AGREED TO:

STATE OF VERMONT
SECRETARY OF STATE

Dated: 11.30.20

By: /s/ Elizabeth A. St. James
Elizabeth A. St. James
Prosecuting Attorney

CEIRE L. LENNOX
APPLICANT

Dated: 11/11/2020

By:

Ceire L. Lennox
Ceire L. Lennox

APPROVED AND SO ORDERED:

Dated: _____

By:

Board Chair

Date of Entry: 12/9/2020

**VERMONT SECRETARY OF STATE
OFFICE OF PROFESSIONAL REGULATION
BOARD OF NURSING**

In re Ceire Lennox }
License No. 075-0015759 }

Docket No. NA59-0506

DEFAULT ORDER

Upon the filing of a *Notice of Hearing for Default Judgment* by the Secretary of State, the Nursing Board heard this matter on Monday 12 March 2007 at Central Vermont Hospital in Berlin Vermont.

Findings of Fact

1. Respondent is subject to the regulatory authority of this Board. 3 V.S.A. §§s 129 and 129a; 26 V.S.A. Chapter 28; Board of Nursing Administrative Rules and Office of Professional Regulation Administrative Rules.
2. The State filed a Specification of Charges (attached) on 20 February against the Respondent on alleging unprofessional conduct.
3. The Office of Professional Regulation ("OPR") served Respondent with notice of the charges by certified mail and first class mail to the Respondent's last known address as provided by the Respondent to OPR. The notice of charges contained instructions detailing the Respondent's legal obligation to answer the charges and explaining the consequences of failure to file a timely response. OPR served a notice of this default hearing to the Respondent by certified mail.
4. The Respondent did not answer the charges within the legally prescribed time as required by OPR Admin. Rule 3.3 or at any time thereafter.
5. Upon hearing the State's presentation and taking notice of its own file pursuant to 3 V.S.A. § 810(4), the Board finds the Respondent to be in default. The allegations contained in the State's specification of charges (copy attached) are therefore treated as proven and serve as the factual basis for the Board's order. OPR Admin. Rule 3.4; 3 V.S.A. § 809(d) and 3 V.S.A. § 814(c).

In re Ceire Lennox

Conclusions of Law

The Respondent received adequate and legal notice of the charges as indicated by the Board's file and the State's presentation of the case to the Board. Because the Respondent failed to answer the charges of unprofessional conduct, the Board finds the Respondent in default and will treat the State's factual allegations as established pursuant to OPR Admin. Rule 3.4. The Board concludes, in this default hearing held pursuant to 3 V.S.A. § 809(d), that the Respondent has engaged in unprofessional conduct as alleged by the State of Vermont.

Order

In accordance with the above findings of fact and conclusions of law and effective the dated of this order, the Board of Nursing ORDERS that the Respondent's license be **SUSPENDED INDEFINITELY**.

- END -

(signature page to follow)

In re Ceire Lennox

Vermont Board of Nursing:

By: Sinda Rice APRN Dated at Berlin, Vermont: 9 April 2007
~~Susan O. Farwell, RN~~
Board Chairperson (Acting)

OFFICE OF PROFESSIONAL REGULATION

DATE OF ENTRY: 4/11/07

In re Ceire Lennox

Appeal Rights

This is a final administrative determination by the Vermont Board of Nursing.

A party aggrieved by a final decision of a board may appeal this decision by filing a written Notice of Appeal with the Director of the Office of Professional Regulation, Vermont Secretary of State, 26 Terrace Street, Drawer 09, Montpelier, Vermont 05609-1106 within 30 days of the entry of this order.

If an appeal is filed, the Director of the Office of Professional Regulation shall assign the case to an appellate officer. The review shall be conducted on the basis of the record created before the board. In cases of alleged irregularities in procedure before the board, not shown in the record, proof on that issue may be taken by the appellate officer. 3 V.S.A. §§ 129(d) and 130a.

In re Ceire Lennox

**STATE OF VERMONT
SECRETARY OF STATE
OFFICE OF PROFESSIONAL REGULATION
BOARD OF NURSING**

IN RE:)
CEIRE LENNOX) Docket No. NA59-0506
License No: 075-0015759)

SPECIFICATION OF CHARGES

NOW COMES the State of Vermont and makes the following Charges against the Respondent, Ceire Lennox, L.N.A.:

Board Authority

1. The Vermont State Board of Nursing (the Board) has authority to issue warnings or reprimands, suspend, revoke, limit, condition current licenses, or prevent the renewal of lapsed licenses if, after disciplinary hearing, the Board finds that the Respondent has engaged in unprofessional conduct. 3 V.S.A. §129(a); 3 V.S.A. 129a; 3 V.S.A. §814(d); 26 V.S.A. §1595; the Administrative Rules of the Board of Nursing (ARBN); and the Rules of the Office of Professional Regulation.

Statement of Facts

2. The Respondent, Ceire Lennox, is licensed in the State of Vermont as a nursing assistant under license number 075-0015759. This license was originally issued on or about January 25, 2006 and lapsed on November 30, 2006.

3. At all times relevant, the Respondent was employed as a licensed nursing assistant at Rowan Court Health and Rehabilitation Center (the Facility) located in Barre, Vermont.

4. On or about March 10, 2006, the Respondent was quickly wheeling a male resident down the hallway in his wheelchair. As the Respondent wheeled the resident through a doorway the resident, who was improperly positioned in the wheelchair, struck his head on the door casing resulting in a laceration to his head.

5. On or about March 11, 2006, the Respondent was providing care for resident K.G. while two other nursing assistants, K.H. and A.M., were in the same room providing care for another resident. During her care for K.G., the Respondent proceeded to make a sexually inappropriate and derogatory comment about K.G., and referred to him as a "blind, deaf, retard."

6. Additionally, the Respondent left the room without properly completing K.G.'s care. After the Respondent left, K.H. and A.M. discovered that K.G. had been left in his bed improperly positioned, uncovered, and without a shirt on. At that point K.H. and A.M. completed K.G.'s care.

STATE OF VERMONT



Prosecuting Attorney
Office of
Professional Regulation
9 Baldwin Street
Montpelier, VT
05609-1107

7. The Respondent was terminated from her employment at the Facility on or about March 15, 2006.

Charges

8. The acts, omissions and/or circumstances described above constitute grounds for discipline because Respondent has committed unprofessional conduct in violation of:

- i. 26 V.S.A. §1595(4) (has abused or neglected a patient); and
- ii. 26 V.S.A. §1595(5) (is unfit or incompetent to function as a nursing assistant by reason of any cause) which includes, but is not limited to, performing unsafe or unacceptable patient care pursuant to ARBN Chapter 5, Subchapter 4, (II)(A)(1), failing to conform to the essential standards of acceptable and prevailing nursing assistant practice pursuant to ARBN Chapter 5, Subchapter 4, (II)(A)(2);
- iii. 3 V.S.A. §129a(b)(1) and (2) (failure to practice competently by reason of any cause on a single occasion or on multiple occasions may constitute unprofessional conduct. Failure to practice competently includes: 1) performance of unsafe or unacceptable patient or client care; and/or 2) failure to conform to the essential standards of acceptable and prevailing practice); and
- iv. 3 V.S.A. §129a(a)(3) (failure to comply with provisions of federal or state statutes or rules governing the practice of the profession).

Relief Requested

WHEREFORE, the license of Ceire Lennox should be revoked, suspended, reprimanded, conditioned or otherwise disciplined.

DATED at Montpelier, Vermont this 20th day of February 2007.

STATE OF VERMONT
SECRETARY OF STATE

By: Judith L. Cutler
Judith L. Cutler
State Prosecuting Attorney

na.lennox.soc

STATE OF VERMONT



Prosecuting Attorney
Office of
Professional Regulation
9 Baldwin Street
Montpelier, VT
05609-1107