

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

In re: Elizabeth Clark

)

Docket No. 2024-132

STIPULATION AND CONSENT ORDER

STIPULATION

NOW COME the State of Vermont, by and through Prosecuting Attorney Ultan Doyle, and Respondent, Elizabeth Clark, and hereby Stipulate and Agree as follows:

Board Authority

1. The Board has authority to issue warnings or reprimands; suspend, revoke, limit, or 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. Chapter 28; the Administrative Rules of the Board of Nursing (the “ARBN”); and the Rules of the Office of Professional Regulation (“OPR Rules”).

Stipulated Facts

2. Elizabeth Clark (“Respondent”) of Cornish, New Hampshire, is not licensed by the State of Vermont in any profession.
3. From approximately April 24, 2017 until June 3, 2024, Respondent worked at a medical facility in Springfield, Vermont (the “Facility”) as a Registered Nurse without a license.

Violation One: 3 V.S.A. § 127(b)(2)(A) The Attorney General or an attorney assigned by the Office of Professional Regulation may elect to bring an action seeking only a civil penalty of not more than \$2,500.00 for practicing or permitting the practice of a regulated profession without authority before the board having regulatory authority over the profession or before an administrative law officer.

4. Paragraphs 2 through 3 above are incorporated herein.
5. 26 V.S.A. § 1584(a)(3) provides that practicing nursing is prohibited unless a nurse is duly registered and currently licensed with the State of Vermont.
6. Paragraphs 2 through 3 demonstrate that Respondent practiced as a Registered Nurse without a license.

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Prosecuting Attorney
Office of
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89 Main Street
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Montpelier, VT
05620-3402

7. The act(s), omission(s), and/or circumstance(s) described above constitute grounds for a civil penalty because Respondent permitted the practice of a regulated profession without authority in violation of 3 V.S.A. § 127(b)(2)(A).

Understandings

8. Respondent admits that the facts above are true and that the conditions below are necessary to protect the public.
9. The facts alleged in this Stipulation and Consent Order demonstrate that Respondent failed to comply with administrative duties not related to client or customer care. This Stipulation and Consent Order does not constitute a finding of unprofessional conduct.
10. Respondent understands that the Board must review and accept the terms of the Stipulation and Consent Order. If the Board rejects any portion, the entire Stipulation and Consent Order shall be null and void.
11. Respondent specifically waives any claims that any disclosures made to the Board during the review of this agreement have prejudiced her right to a fair and impartial hearing in future hearings if this agreement is not accepted by the Board.
12. Respondent has read and reviewed this entire document and agrees that it contains the entire agreement between the parties.
13. Respondent is not under the influence of any drugs or alcohol at the time she signs this Stipulation and Consent Order.
14. Respondent 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.
15. Respondent voluntarily waives the right to a contested hearing before the Board and waives any right to appeal from this Stipulation and Consent Order.
16. Respondent agrees that the Order set forth below may be entered by the Board, will be a binding Order upon Respondent, and will be made public.
17. Respondent understands that Respondent is responsible for all compliance costs associated with this Stipulation and Consent Order and any violation of this Order may result in additional disciplinary action.

ORDER

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

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- A. A **CIVIL PENALTY OF ONE THOUSAND FIVE HUNDRED (\$1,500.00)** is assessed against Respondent. Respondent shall remit payment within six (6) months of the date of entry of this Order. Payment of the penalty may be made on a payment plan if needed.
- B. Violation of this Order. Any violation of this Order may be a basis for additional disciplinary action.
- C. 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).
- D. This Stipulation and Consent Order will remain part of Respondent'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: 9/27/2024

Signed by:
Ultan Doyle
2874844DG6E04E9...
By: Ultan Doyle, Esq.
State Prosecuting Attorney

RESPONDENT

Dated: 9/9/2024

Signed by:
Elizabeth Clark
3E9DBC5808544B3...
By: Elizabeth Clark

APPROVED AND SO ORDERED:

VERMONT BOARD OF NURSING

Dated: 10/19/24

Signed by:
Jennifer Laurent
EB1741045710477...
By: Jennifer Laurent
Board Chair

Date of Entry: 10/20/24

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SPECIFICATION OF CHARGES

NOW COMES the State of Vermont and makes the following charges against Elizabeth Clark:

Board Authority

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Statement of Facts

2. Elizabeth Clark ("Respondent") of Cornish, New Hampshire, is not licensed by the State of Vermont in any profession.
3. From approximately April 24, 2017 until June 3, 2024, Respondent worked at a medical facility in Springfield, Vermont (the "Facility") as a Registered Nurse without a license.
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4. The State re-alleges and incorporates Paragraphs 2 through 3 above.
5. 26 V.S.A. § 1584(a)(3) provides that practicing nursing is prohibited unless a nurse is duly registered and currently licensed with the State of Vermont.
6. Paragraphs 2 through 3 demonstrate that Respondent practiced as a Registered Nurse without a license.
7. The act(s), omission(s), and/or circumstance(s) described above constitute grounds for a civil penalty because Respondent permitted the practice of a regulated profession without authority in violation of 3 V.S.A. § 127(b)(2)(A).

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Relief Requested

The State of Vermont respectfully requests that Respondent be assessed a monetary civil penalty pursuant to 3 V.S.A. § 127(b)(2)(A).

DATED at Vermont this 7th day of August, 2024.

STATE OF VERMONT
SECRETARY OF STATE

By: Ultan Doyle
Ultan Doyle
State Prosecuting Attorney
Office of Professional Regulation
802.828.1217
ultan.doyle@vermont.gov

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