

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

IN RE:)
COURTNEY J. AINES) **Docket No. 2013-135**
License No. 025.0054604)

STIPULATION AND CONSENT ORDER

STIPULATION

NOW COME the State of Vermont, by and through State Prosecuting Attorney S. Lauren Hibbert, and the Respondent, Courtney J. Aines, who stipulate and agree as follows:

Board Authority

1. The Vermont State Board of Nursing (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. § 127; 3 V.S.A. § 129(a); 3 V.S.A. § 129a; 3 V.S.A. § 814(d); 26 V.S.A. § 1582; the Administrative Rules of the Board of Nursing (the "ARBN"); and the Rules of the Office of Professional Regulation.

Statement of Facts

2. Courtney J. Aines (the "Respondent") of Rutland, Vermont is licensed as a Licensed Practical Nurse by the State of Vermont under license number 025.0054604. This license was originally issued on or about July 31, 2009 and expired on or about January 31, 2012. Respondent submitted her Licensed Practical Nurse Renewal Application on or about March 18, 2013. Her license was renewed on or about March 18, 2013 and expires on or about January 31, 2014.
3. Within her application, Respondent disclosed that she was employed as Licensed Practical Nurse at Community Health Center of the Rutland Region. Respondent worked without a valid Vermont Licensed Practical Nurse license for approximately 13 months.

Violations

4. By committing the act(s) and/or omission(s) described above, the Respondent has violated 26 V.S.A. § 1584(a)(3) (It shall be violation of this chapter for any person,

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Prosecuting Attorney
Office of
Professional Regulation
89 Main Street
3rd Floor
Montpelier, VT
05620-3402

including any corporation, association, or individual, to practice nursing unless duly registered and currently licensed to do so under the provisions of this chapter).

5. The act(s), omission(s), and/or circumstance(s) described above constitute grounds for discipline because the Respondent has committed unprofessional conduct in violation of:
6. 3 V.S.A. § 129a(a)(3) (Failing to comply with provisions of federal or state statutes or rules governing the practice of the profession); and,
7. 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, whether actual injury to a client, patient, or customer has occurred. Failure to practice competently includes: (1) performance of unsafe or unacceptable patient or client care; or (2) failure to conform to the essential standards of acceptable and prevailing practice).

Understandings

8. Respondent admits that the facts above are true and that the conditions below are necessary to protect the public.
9. Respondent understands that the Nursing 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.
10. Respondent specifically waives any claims that any disclosures made to the full Board during its review of this agreement have prejudiced her rights to a fair and impartial hearing in future hearings if this agreement is not accepted by the Board.
11. Respondent has read and reviewed this entire document and agrees that it contains the entire agreement between the parties.
12. Respondent is not under the influence of any drugs or alcohol at the time she signs this Stipulation and Consent Order.
13. 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.
14. Respondent voluntarily waives her right to a contested hearing before the Board of Nursing and waives any right to appeal from this Stipulation and Consent Order.
15. Respondent agrees that the Order set forth below may be entered by the Board.

ORDER

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

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- A. The Board of Nursing hereby WARNS the Respondent's license.
- B. Respondent must pay an administrative penalty in the amount of two hundred (200) dollars with in ninety (90) days of the date of entry.
- C. Notwithstanding any provision above, the Respondent must continue to meet all Nursing Board requirements for maintaining a license, license renewal and license 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 Respondent's licensing file and may be used for purposes of determining sanctions in any future disciplinary matter.

AGREED TO:

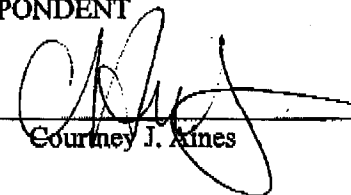
STATE OF VERMONT
SECRETARY OF STATE

Dated: 10/10/13

By: 
S. Lauren Hibbert
State Prosecuting Attorney

COURTNEY J. AINES
RESPONDENT

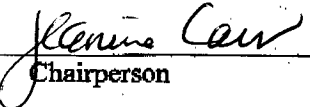
Dated: 10/9/2013

By: 
Courtney J. Aines

APPROVED AND SO ORDERED:

VERMONT BOARD OF NURSING

Dated: 10/14/13

By: 
Chairperson

Date of Entry: 10/15/13

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