

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

**In re: Lesley A. Bessery
License No. 025.0113008**

Docket No. 2016-434

Board of Nursing:

Jennifer Laurent, APRN, Vice-Chair
Krystal Bernier, LPN
Daniel Coane, public member
Kelly Sinclair, LNA
Douglas Sutton, RN
Deborah Swartz, RN
Wendy Thurston, RN
Luana Tredwell, LPN
William White, Jr., public member

Appearances: Elizabeth St. James, Esq., Prosecuting Attorney
Ellen Watson, APRN, Investigative Team
Lesley Bessery, Respondent, did not appear

Administrative Law Officer: Michael S. Kupersmith, Esq.

ENTRY ORDER

The Respondent is a Licensed Nursing Assistant whose license was suspended by the Board of Nursing by Consent Order entered on April 11, 2017. On July 17, 2020, the Respondent sent a letter to the Office of Professional Regulation requesting that her license be reinstated. The State objected to the Respondent's request.

This matter came on before the Board of Nursing on October 14, 2020 for a hearing on the Respondent's petition for reinstatement. The Respondent failed to appear and a motion to deny the petition was passed unanimously by the Board.

The record shows the following sequence of events. On October 4, 2020, the Respondent sent the following email to the Docket Clerk:

Hi Beth,
I want to let you know and the nursing board know that I'm not going to the hearing.
I've decided not to at this time. [sic]
Thank you, Lesley Bessery

On October 5 the Docket Clerk responded:

Dear Ms. Bessery,
Can you please clarify if you are withdrawing your petition or if you're not attending the hearing. Please note that the hearing will still take place if you are not there.
Thank you.
Beth Kneen

Later on October 5, Ms. Bessery responded:
I will not be attending.
Thank you. Lesley Bessery

The Respondent did not communicate further and failed to appear at the hearing. Since the burden is on the Respondent to demonstrate that her license should be reinstated, her petition for reinstatement is *denied* for lack of prosecution.

It is SO ORDERED at Montpelier, Vt., this 12th day of October, 2020,

Board of Nursing
By: Jennifer Laurent, Vice- Chair

Date of Entry: October 15, 2020