

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

IN RE:)
FRANCINE D. COHEN) **Docket No. 2011-800**
License No. 101.0014284)

STIPULATION AND CONSENT ORDER

STIPULATION

NOW COME the State of Vermont, by and through State Prosecuting Attorney S. Lauren Hibbert, and the Respondent, Francine D. Cohen, 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. § 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.

Stipulated Facts

2. Francine D. Cohen (the "Respondent") of Burlington, Vermont is licensed by the State of Vermont as a Advance Practice Registered Nurse under license number 101.0014284. This license was originally issued on or about January 12, 1987 and expires on March 31, 2015.
3. At all times relevant, Respondent was practicing as an Advanced Practice Registered Nurse at Planned Parenthood of Northern New England (the "Facility") located in Burlington, Vermont.
4. On or about December 1, 2011, Respondent learned that patient 1 died. While doing a review of patient 1's records Respondent corrected two dates and added patient 1's BMI. Respondent did not initial or date her alterations to patient 1's record nor indicate in any manner that she had altered the record.
5. On or about December 2, 2011, Respondent attempted to contact her supervisor because she realized she should have initialed and dated her changes.
6. On or about December 5, 2011, Respondent talked to Risk Management for the Facility who informed Respondent that since the records had already been sent to the

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Medical Examiner and Planned Parenthood Federation of America she could not correct her alterations.

Violations

7. 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:
 - a. 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).

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.

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ORDER

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

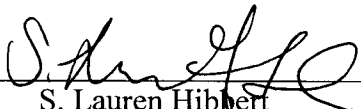
- A. The Board of Nursing hereby **WARNS** the Respondent's license.

- B. Notwithstanding any provision above, the Respondent must continue to meet all Nursing Board requirements for maintaining a license, license renewal and license reinstatement.
- 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: September 23, 2013

By: 
S. Lauren Hibbert
State Prosecuting Attorney

FRANCINE D. COHEN
RESPONDENT

Dated: September 16, 2013

By: Francine D. Cohen
Francine D. Cohen

APPROVED AS TO FORM:

ATTORNEY FOR RESPONDENT

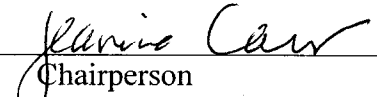
Dated: August 26, 2013

By: 
Beth A. Danon, Esq.

APPROVED AND SO ORDERED:

VERMONT BOARD OF NURSING

Dated: 10/14/13

By: 
Chairperson

Date of Entry: 10/15/13

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