

**STATE OF VERMONT
BOARD OF NURSING**

IN RE:

Glen Patrick Cooney

License Nos: 25-6681

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Docket No. NU39-1202

STIPULATION AND CONSENT ORDER

STIPULATION

NOW COMES the State of Vermont, through its Attorney General, William H. Sorrell, and Respondent Glen Patrick Cooney, who stipulate and agree as follows:

1. The Vermont Board of Nursing has jurisdiction to investigate and adjudicate allegations of unprofessional conduct committed by nurses and nursing assistants pursuant to 3 V.S.A. §§129, 129a and 814; 26 V.S.A. §§1574, 1582, 1595 and 1598; the Board of Nursing's Rules and the Office of Professional Regulations Rules.
2. Respondent Glen Patrick Cooney, of White River Junction, Vermont, is a licensed practical nurse holding license number 25-6681, issued by the State of Vermont. This license was first issued on about November 6, 1991 and it was summarily suspended on about February 12, 2003.
3. At all times relevant, Respondent was employed at or associated with the Veteran's Administration Hospital in White River Junction, Vermont.
4. During about 2001 to March 2002, Respondent does not admit, but will not contest that proof could be made, that he repeatedly diverted, without

authorization, regulated medications, including but not necessarily limited to Oxycontin, Morphine and Percocet, and further, he ingested the drugs.

5. Respondent does not admit, but will not contest, conclusions of unprofessional conduct as set forth below in the Board's Order.
6. 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.
7. Respondent has read and reviewed this entire document and agrees that it contains the entire agreement between the parties.
8. Respondent waives any notification period and agrees to have this document reviewed by the Board during the next available meeting.
Respondent specifically waives any claims that any disclosures made to the full Board during its review of this agreement have prejudiced his rights to a fair and impartial hearing in future hearings if this agreement is not accepted by the Board.
9. Respondent is not under the influence of any drugs or alcohol at the time he signs this Stipulation and Consent Order.
10. Respondent voluntarily enters this agreement after the opportunity to consult with legal counsel and is not being coerced by anyone into signing this Stipulation and Consent Order.
11. Respondent voluntarily waives his right to charges and a contested hearing before the Board of Nursing.
12. Respondent agrees that the Board may set forth the order below.

ORDER

Based on the stipulation above it is ORDERED AND ADJUDGED as follows:

A. By engaging in the conduct above, Respondent acted unprofessionally pursuant to, and in violation of Nursing Board Rules: Chapter 4, Rule IV, B.4.d (diverting supplies, equipment, or drugs for personal use or other unauthorized use), which constitutes unprofessional conduct within the meaning of, and also further violates: 26 VSA. § 1582(a)(7) (engages in conduct of a character likely to deceive, defraud or harm the public) and 3 VSA 129a(a)(3) (failing to comply with the provisions of federal and state statutes or rules governing the practice of the profession).

B. The Nursing Board indefinitely SUSPENDS the Respondent's license, commencing on the date this order is entered, continuing until he demonstrates to the satisfaction of the Board: possession of at least entry level qualifications; specific rehabilitation; good moral character and fitness; methods of assuring public safety, and; that reinstatement would not be detrimental to the integrity of the profession or subversive of the public interest.

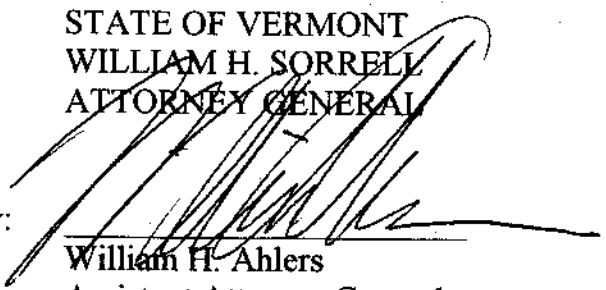
C. This Stipulation and Consent Order is a matter of public record and may be reported to other licensing authorities as provided in 3 V.S.A. § 129(a).

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.

STATE OF VERMONT
WILLIAM H. SORRELL
ATTORNEY GENERAL

Dated: 5/6/03

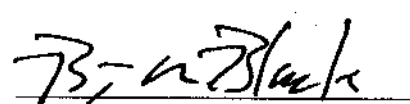
by:


William H. Ahlers
Assistant Attorney General

Approved as to form:

Dated: 5/6/03

by:


Benjamin M. Black, Esq.
Attorney for Glen Patrick Cooney

RESPONDENT
GLEN PATRICK COONEY

Dated: 5/6/03

by:

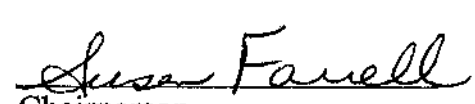

Glen Patrick Cooney

APPROVED AND SO ORDERED:

VERMONT BOARD OF NURSING

Dated: 5/12/03

by:


Chairperson

Date of entry: 5/13/03

STATE OF VERMONT
BOARD OF NURSINGIn re: Glen Patrick Cooney
License No. 25-6681

Docket No. NU39-1202

SUMMARY SUSPENSION ORDER

On February 10, 2003, this case came before the Board of Nursing for a hearing on the State's request for summary suspension.

Based upon the evidence presented by the State, the Board finds that the allegations in the request for summary suspension have been established to the necessary degree. Therefore, the Board finds that the public health, safety, or welfare imperatively require emergency action against the Respondent's license.

Pursuant to 3 V.S.A. § 814(c), Respondent Glen Patrick Cooney's nursing license is **SUMMARILY SUSPENDED** until a hearing on charges has been held and determined, or other resolution of this case.

BOARD OF NURSING

By: Susan Farrell
Susan Farrell
ChairDated: Feb. 11, 2003

OFFICE OF PROFESSIONAL REGULATION

DATE OF ENTRY: 2/12/03