

**STATE OF VERMONT
BOARD OF NURSING**

In re: Susan P. Egan, R.N.
License No. 26-0023836

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Docket No. NU93-0602

STIPULATION AND CONSENT ORDER

STIPULATION

1. The Board of Nursing has jurisdiction to investigate complaints of unprofessional conduct and conduct hearings pursuant to 3 V.S.A. §129 and 26 V.S.A. §§1574 and 1582.
2. Respondent, Susan P. Egan, of Springfield, Vermont, is licensed as a registered nurse by the State of Vermont. She holds license number 26-0023836
3. At all times relevant to this matter, Respondent was employed by Gill Fellows Home of Ludlow, Vermont.
4. Respondent does not admit that she committed unprofessional conduct. What follows should not be considered an admission for any purpose beyond this proceeding. Respondent enters this stipulation to resolve this matter. Respondent does acknowledge that should this matter be heard the Board would have basis for finding, based upon the evidence presented, the following facts contained in paragraphs 5 through 7 which follow.
5. On or about May 12, 2002 Respondent entered a room in which an LNA was feeding a resident, D.H., breakfast. Respondent took the tray away as D.H. was still

being fed. When questioned by the LNA who was feeding the resident about this, Respondent stated the resident had had enough and that there was other stuff to be done.

6. On or about May 11, 2002, a Saturday, Respondent entered a room in which an LNA was feeding a resident, T.S. Respondent told the LNA that she did not need to be fed. That she had been here for two years and you don't have to feed her. The LNA told Respondent that the resident did need help with feeding. The LNA left the room to compose herself and when she returned she saw that the tray had been removed from T.S. and placed in the hallway. It had the food still on it indicating the resident had not had a chance to eat breakfast.

7. On or about March 16, 2002 Respondent was approached by a resident, R.M., who asked about his dressing. Respondent told the resident that she was not going to do his dressing at the desk. Respondent was yelling at the resident and almost out of control. The resident left in tears.

8. Respondent does not admit the conclusions of unprofessional conduct as set forth below in the Board's Order but acknowledges that the Board could so find should the facts be presented.

9. Respondent understands that the Board must review and accept the terms of this agreement. If the Board rejects any portion, the entire agreement shall be null and void.

10. Respondent has read and reviewed this entire document and agrees that it contains the entire agreement between the parties.

11. Respondent is not under the influence of any drugs or alcohol at the time she signs this agreement.
12. Respondent voluntarily enters this agreement after the opportunity to consult with legal counsel and is not being coerced by anyone into signing it.
13. 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:

- A. The Board finds that by the actions described in paragraphs 5 through 7 Respondent has committed unprofessional conduct pursuant to 26 V.S.A. §1582(a)(3)(unable to practice nursing competently by reason of any cause) and Vermont Nursing Board Rule IV.B. (2)(B), since these actions fail to conform to the essential standards of acceptable and prevailing nursing practice.
- B. The Board hereby **conditions** the license of Susan P. Egan as follows:
Respondent shall attend a course (or courses) dealing with anger management and patient's rights. This course (or courses) shall be approved by the Board or its designee in advance. This course (or courses) shall be undertaken at Respondent's expense and cost. This course (or courses) shall be completed within 90 days of the date of entry of this Stipulation and Consent Order. Respondent shall successfully complete said course(s) and cause the course(s) provider to report her completion of said course(s) successfully to the Board or its designee.
- C. This Stipulation and Consent Order is a matter of public record and may be

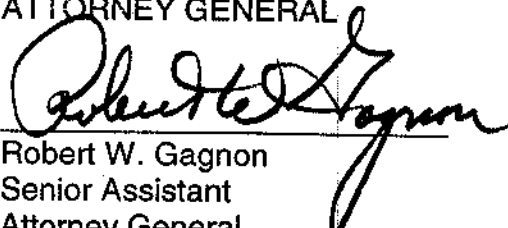
reported to other licensing authorities as provided in 3 V.S.A. §129(a)(7).

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.

Dated: 12/17/02

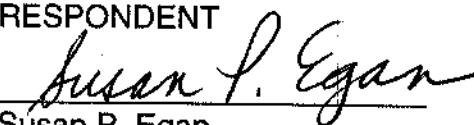
STATE OF VERMONT
WILLIAM H. SORRELL
ATTORNEY GENERAL

By:

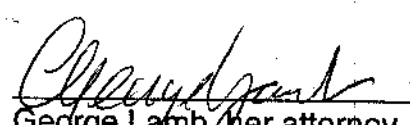

Robert W. Gagnon
Senior Assistant
Attorney General

Dated: 12/13/2002

SUSAN P. EGAN
RESPONDENT


Susan P. Egan

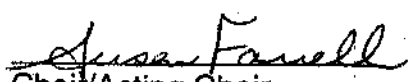
APPROVED AS TO FORM


George Lamb, her attorney

APPROVED AND SO ORDERED:

Dated: 1-13-03

By:


Chair/Acting Chair
Vermont Board of Nursing

Date of Entry

1/14/03