

**STATE OF VERMONT
BOARD OF NURSING**

IN RE: Miriam Lilly License No: 26-19989	)))	Docket No. NU61-0301
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STIPULATION AND CONSENT ORDER

STIPULATION

NOW COME the State of Vermont, through its Attorney General William H. Sorrell, and Respondent Miriam Lilly, and 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; 26 V.S.A. §§1574, 1582, 1595 and 1598; the Board of Nursing's Rules and the Office of Professional Regulation's Rules.
2. Respondent Miriam Lilly, of Guilford, Vermont, is a registered nurse holding license number 26-19989, issued by the State of Vermont. This license was originally issued on about April 18, 1991 and it lapsed on about March 31, 1999.
3. Respondent admits she prepared, signed and/or filed a Renewal Application for Licensure as a registered nurse, which was received by the Vermont Secretary of State, Office of Professional Regulation on about January 24, 2001.
4. Respondent admits that after January 24, 2001, her license was extended.
5. Respondent admits that at times between about March 31, 1999 and January 24, 2001, she practiced nursing in Vermont.
6. Respondent admits the conclusions of unprofessional conduct as set forth below in the Board's Order.

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7. 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.
8. Respondent has read and reviewed this entire document and agrees that it contains the entire agreement between the parties.
9. 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 her rights to a fair and impartial hearing in future hearings if this agreement is not accepted by the Board.
10. Respondent is not under the influence of any drugs or alcohol at the time she signs this Stipulation and Consent Order.
11. 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.
12. Respondent voluntarily waives her right to charges and a contested hearing before the Board of Nursing.
13. 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.i (practicing professional or practical nursing in Vermont without a current Vermont

license to practice, unless the practice is specifically excepted by §§ 1583, 1601, Exceptions) and 26 VSA §1584(a)(3) (It shall be a violation of this chapter...to: Practice nursing unless duly registered and currently licensed to do so...), which constitutes unprofessional conduct and also violates: 3 VSA § 129a(a)(3) (failing to comply with the provisions of federal or state statutes or rules governing the practice of the profession).

B. The Nursing Board **REPRIMANDS** the Respondent.

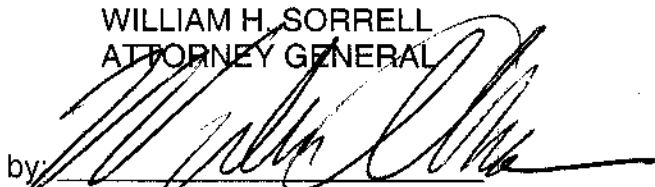
C. This Stipulation and Consent Order is a matter of public record and may be reported to other licensing authorities as provided in 3 V.S.A. §129(a).

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

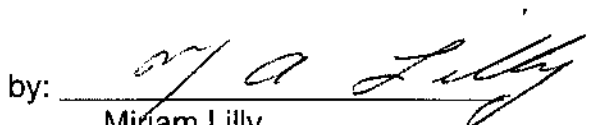
WILLIAM H. SORRELL
ATTORNEY GENERAL

Dated: 11/12/01

by: 
William H. Ahlers
Assistant Attorney General

RESPONDENT
MIRIAM LILLY

Dated: 11/4/01

by: 
Miriam Lilly

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APPROVED AND SO ORDERED:

VERMONT BOARD OF NURSING

Dated: 12/10/01

by: Susan Farrell
Chairperson

Entry Date: 12/11/01

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