

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

IN RE:

LAURA ANN MARZELLI

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Docket No. 2010-140

STIPULATION AND CONSENT ORDER

STIPULATION

NOW COME the State of Vermont, by and through State Prosecuting Attorney BetsyAnn Wrask, and the Applicant, Laura Ann Marzelli, 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 Applicant 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.

Statement of Facts

2. Laura Ann Marzelli (the "Applicant") of Newbury, New Hampshire was originally licensed by the State of Connecticut as a Registered Nurse under license number E58238. Applicant's Connecticut license was originally issued on or about August 11, 1995 and expired on or about August 31, 1999. Applicant has also been licensed by the State of California as a Registered Nurse under license number 565452. Applicant's California license was originally issued on or about March 22, 2000 and expired on or about September 30, 2003. Applicant is currently licensed by the State of Arizona as a Registered Nurse under license number RN100372. Applicant's Arizona license was originally issued on or about November 20, 1997 and is currently set to expire on or about April 1, 2013.
3. On or about March 11, 2010 in a Registered Nurse Application by Endorsement, Applicant applied to be licensed by endorsement as a Registered Nurse in the State of Vermont.
4. In this application, Applicant answered "Yes" to the question, "Are you currently under investigation by another licensing authority?"

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Montpelier, VT
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5. In a letter attached to her application, Applicant advised that she is under investigation regarding her nursing license in the State of Arizona, and that there has not yet been a final disposition in that matter.
6. In support of her application, Applicant provided various letters of reference.

Understandings

7. Applicant admits that the facts above are true and that the conditions below are necessary to protect the public.
8. Applicant 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.
9. Applicant 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. Applicant has read and reviewed this entire document and agrees that it contains the entire agreement between the parties.
11. Applicant is not under the influence of any drugs or alcohol at the time she signs this Stipulation and Consent Order.
12. Applicant 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.
13. Applicant 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.
14. Applicant agrees that the Order set forth below may be entered by the Board.
15. By signing this Stipulation and Consent Order, Applicant waives any rights she has regarding the confidentiality of her ongoing Arizona investigation.

ORDER

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

- A. The Board of Nursing hereby **GRANTS** Applicant a registered nursing license. Once issued, the Applicant's registered nursing license will be **CONDITIONED INDEFINITELY** commencing with the date of entry of this Stipulation and Consent Order. The conditions will be as follows:

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(1) License to be labeled "Conditioned."

Any license issued to the Applicant by this Board shall be labeled "Conditioned."

(2) Length of Time Conditions Imposed.

The conditions shall remain in place until the Applicant has completed all conditions ordered. Applicant shall be subject to the conditions until Applicant submits to the Board, within five (5) days of receipt, a copy of the final disposition of the Arizona Board of Nursing regarding the matter in which Applicant is currently being investigated.

(3) Completion of Conditional License Period.

After the conditional license period, the Applicant may petition the Board to remove any and all conditions on her license. The Applicant must present proof that she has fully complied with the terms of this Order and that she can safely and competently perform the duties of a registered nurse. The Applicant may be eligible to have any and all conditions removed from her license if the Applicant has no conditions or other limitations on any other nursing licenses the Applicant may hold in any other state.

- B. After the Board receives the final disposition of the matter in which Applicant is currently being investigated, the Board may impose any further conditions the Board finds reasonable as a result of this disposition, or the Board or its designee may remove all conditions from Applicant's license.
- C. Notwithstanding any provision above, the Applicant must continue to meet all Board requirements for maintaining a license, license renewal, and license reinstatement.
- D. 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).
- E. This Stipulation and Consent Order will remain part of Applicant'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: 5-3-10

By:


Betsy Ann Wrask
State Prosecuting Attorney

STATE OF VERMONT

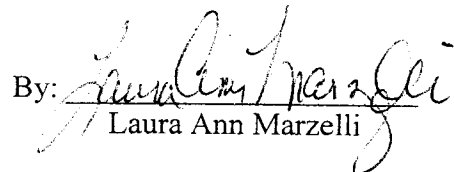


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LAURA ANN MARZELLI
APPLICANT

Dated: 4/23/2010

By:


Laura Ann Marzelli

APPROVED AND SO ORDERED:

VERMONT BOARD OF NURSING

Dated: 5-10-10

By: *Ellen Rafferty*
Chairperson

Date of Entry: 5/13/10
app.nu.marzelli.stip

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