

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

IN RE:)
COLLEEN E. MATTESON)
License No. 026.0067563)

Docket No. 2012-628

STIPULATION AND CONSENT ORDER

STIPULATION

NOW COME the State of Vermont, by and through State Prosecuting Attorney S. Lauren Hibbert, and the Respondent, Colleen E. Matteson, 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. Colleen E. Matteson (the "Respondent") of Ludlow, Vermont is licensed by the State of Vermont as a Registered Nurse under license number 026.0067563. This license was originally issued on or about June 11, 2010 and expires on or about March 31, 2015.
3. At all relevant times, Respondent was employed as a Registered Nurse at Gill Odd Fellows Home (the "Facility") in Ludlow, Vermont.
4. During her employment at the Facility, Respondent made multiple documentation and medication administration errors. These errors are as follows:
 - a. Between the dates of September 6, 2012 and September 24, 2012, Respondent failed to document patients' medications in a PRN log.
 - b. On or about September 20, 2012, Respondent gave patient J.E. Tramadol 50mg at 1630 hours, 1950 hours, and 2230 hours. Medication orders for J.E. stated Tramadol was to be administered twice daily as needed for

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pain. Respondent did not document the necessity of administering more than J.E.'s order allowed.

- c. On or about September 21, 2012, Respondent gave J.E. Tramadol 50mg at 1620, 1940, 2235, and 2400 hours. Medication orders for J.E. stated Tramadol was to be administered twice daily as needed. Respondent did not document the necessity of administering more than J.E.'s order allowed.
- d. On or about September 22, 2012, Respondent gave J.E. Tramadol 50mg at 1600, 1900, and 2250 hours. Medication orders for J.E. stated Tramadol was to be administered twice daily as needed. Respondent did not document the necessity of administering more than J.E.'s order allowed.

5. Prior to entering into this Stipulation and Consent Order, Respondent completed the NCSBN Learning Extension courses in the following:

- a. Documentation – A Critical Aspect of Client Care
- b. Medication Errors – Detection and Prevention

Violations

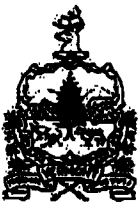
6. The act(s), omission(s), and/or circumstance(s) described above constitute grounds for discipline because the Respondent has committed unprofessional conduct in violation of:

- a. 3 V.S.A. § 129a(b)(2) (Failure to practice competently by reason of any cause on a single occasion or on multiple occasions may constitute unprofessional conduct, whether actual injury to a client, patient, or customer has occurred. Failure to practice competently includes: (2) failure to conform to the essential standards of acceptable and prevailing practice); and
- b. 26 V.S.A. § 1582(a)(3) (Is unable to practice nursing competently by reason of any cause) which includes failing to conform to the essential standards of acceptable and prevailing nursing practice pursuant to ARBN Rule 11.2(b)(2).

Understandings

7. Respondent admits that the facts above are true and that the conditions below are necessary to protect the public.

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8. 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.
9. 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 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 Stipulation and Consent Order.
12. 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.
13. 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.
14. 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 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: 8/6/13

By: S. J. [Signature]

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S. Lauren Hibbert
State Prosecuting Attorney

COLLEEN E. MATTESON
RESPONDENT

Dated: 8/2/13

By: Colleen Matteson
Colleen E. Matteson

APPROVED AND SO ORDERED:

VERMONT BOARD OF NURSING

Dated: 8/12/13

By: Jeanine Carr
Chairperson

Date of Entry: 8/13/13

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