

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

IN RE:)
CANDACE JANE PRATT) Docket No. 2009-121
License Nos. 026.0013571; 026.0046114-RNTY)

STIPULATION AND CONSENT ORDER

STIPULATION

NOW COME the State of Vermont, by and through State Prosecuting Attorney BetsyAnn Wrask, and the Respondent, Candace Jane Pratt, RN, 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.

Statement of Facts

2. Candace Jane Pratt (the "Respondent") of Williston, Vermont is licensed by the State of Vermont as a Registered Nurse under license number 026.0013571. This license lapsed on or about March 31, 1997.
3. On or about January 19, 2009, Respondent completed a program for re-entry into nursing -- which included a clinical component -- without first obtaining the limited permit for re-entry into nursing practice which is required by 26 V.S.A. § 1579 and ARBN Chapter 4, Subchapter 2.
4. On or about January 23, 2009, Respondent applied for the limited permit for re-entry into nursing practice.
5. Respondent's application for her limited re-entry permit, number 026.0046114-RNTY, is currently pending.

Noncompliance with Administrative Duties

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05609-1107

6. By committing the above act(s) and/or omission(s) described above, Respondent has violated 26 V.S.A. § 1584(a)(3) (It shall be violation of this chapter for any person, including any corporation, association, or individual, to practice nursing unless duly registered and currently licensed to do so under the provisions of this chapter).

Understandings

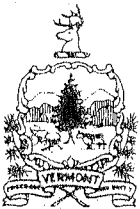
7. Respondent understands that the Nursing Board must review and accept the terms of the Consent Order. If the Board rejects any portion, the entire Stipulation and Consent Order shall be null and void.
8. Respondent specifically waives any claims that any disclosures made to the full Board during its 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.
9. Respondent has read and reviewed this entire document and agrees that it contains the entire agreement between the parties.
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 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.
12. 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.
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. Since this violation occurred only in respect the Respondent's noncompliance with administrative duties, the Board of Nursing does NOT make a finding of unprofessional conduct, but rather imposes a **MONETARY CIVIL PENALTY IN THE AMOUNT OF ONE HUNDRED DOLLARS (\$100)** on the Respondent. This penalty is to be paid within sixty (60) days of the date of entry of this Order.
- B. The State agrees to **dismiss without prejudice** the Specification of Charges in the above-captioned case dated October 14, 2009. Attachment A. This dismissal shall be executed only after the Board of Nursing has agreed to and signed this Stipulation and Consent Order.

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- C. Notwithstanding any provision above, the Respondent must continue to meet all Nursing 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 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: 2-3-10

By: [Signature]
Betsy Ann Wrask
State Prosecuting Attorney

CANDACE JANE PRATT
RESPONDENT

Dated: February 2, 2010

By: [Signature]
Candace Jane Pratt

APPROVED AND SO ORDERED:

VERMONT BOARD OF NURSING

Dated: 2-8-10

By: [Signature]
Chairperson

Date of Entry: 2/10/10
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Office of
Professional Regulation
9 Baldwin Street
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05609-1107