

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

In re: Paul S. Thornhill	}	
License No. 025.0073890	}	Docket No. 2013-355 and M2015-15 (LPN)
	}	

Appearances:

Prosecutor: S. Lauren Hibbert, Esq.
Respondent: Did not appear

ORDER DENYING PETITION FOR REINSTATEMENT

The Vermont Board of Nursing held a hearing in the above matter on October 10, 2016, 2016 at the Office of Professional Regulation in Montpelier, Vermont. Petitioner did not attend and was not represented by counsel. Notice of the hearing was sent to the Petitioner on September 6, 2016.

Findings of Fact

1. On February 9, 2015 the Board of Nursing approved a Stipulation and Consent Order between the Petitioner and the State. The Petitioner's license was indefinitely suspended and conditions were set for any petition for reinstatement of the license including: (1) an independent evaluation by a pre-approved licensed professional in drug and alcohol abuse that indicates that the Petitioner does not present a risk to the safety, health, and welfare of potential patients; (2) three satisfactory random drug and alcohol screens; and (3) if recommended by the evaluator, that the Petitioner enter into a professional treatment agreement and substance abuse treatment plan.
2. The Petitioner submitted a letter requesting a reinstatement of his license which was received by the Board on August 11, 2016.
3. The State filed an objection to the Petition on August 29, 2016. The State pointed out that the Petitioner had not provided a satisfactory evaluation addressing patient safety. The evaluations did not establish satisfaction of the requirement of the drug and alcohol screens.
4. In addition the State pointed out that on December 10, 2015 the Petitioner submitted a Renewal/Reinstatement Application which failed to disclose a denial of renewal of licensure by the State of South Dakota on January 24, 2014. As such, his application contained false information.

Conclusions of Law

The Board has the discretion to reinstate or deny reinstatement of a license which has been revoked, suspended, limited or conditioned. 3 VSA Sec. 129(a)(5). In this case the Petitioner did not satisfy the prerequisites for reinstatement to which he previously agreed. As such, he does not qualify for reinstatement of his license. It is also doubtful whether his license would be reinstated given what appears to be false information in his application for reinstatement.

Order

In accordance with the above Findings of Fact and Conclusions of Law, the Board does **ORDER that the Respondent's Petition for Reinstatement of his license is hereby DENIED.**

SO ORDERED.

Vermont Board of Nursing

By:

Jeanine Carr
Jeanine Carr, RN, Chair
Vermont Board of Nursing

Date: 10/13, 2016

DATE OF ENTRY:

10/18/16

Appeal Rights

This is a final administrative determination by the Vermont Board of Nursing. A party aggrieved by a final decision of a board may appeal this decision by filing a written Notice of Appeal with the Director of the Office of Professional Regulation, Vermont Secretary of State, 89 Main St., Fl. 3, Montpelier, VT 05620-3402 within 30 days of the entry of this Order. If an appeal is filed, the Director of the Office of Professional Regulation shall assign the case to an appellate officer. The review shall be conducted on the basis of the record created before the board. In cases of alleged irregularities in procedure before the board, not shown in the record, proof on that issue may be taken by the appellate officer. 3 V.S.A. §§ 129(d) and 130a.