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MAINE STATE
BOARD OF NURSING

Department of Attorney General

MEMORANDUM

To: Marti Willard, AAG
From: *orc* Owen R. Colomb
Special Investigator
Date: December 6, 1988
Subject: ELizabeth Belonga, RN

Enclosed are the court documents relative to the conviction of ELizabeth Belonga on 9/15/88 for stealing drugs and endangering the welfare of an incompetent person. As part of the sentence, the judge revoked her RN license. I understand from the Board of Nursing that her Maine RN license expired in September 1988.

ORC/sp
Encl.

STATE OF MAINE
k

Division of Central Hancoc

vs

Location Ellsworth
Docket 88-01990

Elizabeth Belonga
Cards Crossing
Franklin, ME
09/28/58

DOCKET RECORD

Page 1 of 1

Offense:Stlg Drgs
Class:D
Offense date:09/01/87
Location:Ellsworth
Officer:Petrie /
Attorney:George Kesaris, Esq
Ellsworth, ME

<u>DATE</u>	<u>ACTION</u>
05/24/88	Complaint filed
	Arraignment date set for 06/16/88
05/25/88	Defendant summoned to appear on 06/16/88 at 09:00 A.M.
06/16/88	Arraignment waived
	Plea entered - Not guilty
	Hearing date set for 07/14/88
06/20/88	Represented by attorney George Kesaris, Esq
06/20/88	hearing notice letter sent
07/18/88	hearing notice letter sent
08/25/88	Sentencing Memorandum from Atty Kesaris received by the Court.
08/25/88	Plea changed - Guilty
08/25/88	It is adjudged that the defendant is GUILTY as charged
	Continued for sentencing to 09/15/88
08/25/88	hearing notice letter sent
09/08/88	hearing notice letter sent
09/15/88	Committed to HCJ for 6 Months
	Jail term suspended 6 Months
	Concurrent with 88-1991
09/15/88	Judgment and commitment filed
09/15/88	Probation for 1 Year
09/15/88	Terms and conditions of probation filed
	Counselling to Satisfaction of DP&P Bradley
09/15/88	Revocation of Nursing License. Bradley, J.
10/06/88	Medical Records of Defendant Ordered Impounded. Bradley, J

A TRUE COPY.

ATTEST:

Mary Helen Davis, Esq.
(Deputy) District Court Clerk

STATE OF MAINE
k

Division of Central Hancoc

vs

Location Ellsworth
Docket 88-01991

Elizabeth Belonga
Cards Crossing
Franklin, ME
09/28/58

DOCKET RECORD

Page 1 of 1

Offense:Endgrg Wlfr of Incmptnt Prsn
Class:D
Offense date:09/01/87
Location:Ellsworth
Officer:Petrie /
Attorney:George Kesaris, Esq
Ellsworth, ME

<u>DATE</u>	<u>ACTION</u>
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	Arrestment date set for 06/16/88
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08/25/88	It is adjudged that the defendant is GUILTY as charged
	Continued for sentencing to 09/15/88
08/25/88	hearing notice letter sent
09/08/88	hearing notice letter sent
09/15/88	Committed to HCJ for 6 Months
	Jail term suspended all but 30 Days
	concurrent w/88-1990 Ex.stayed up to 60 days.
09/15/88	Judgment and commitment filed
09/15/88	Probation for 1 Year
09/15/88	Terms and conditions of probation filed
	Counselling to Satisf. of DP&P. Bradley, J

A TRUE COPY
ATTEST: Mary Helen Davis
(Deputy) District Court Clerk

COUNT I - Stealing drugs

88-1990

On or about the period September 1, 1987 through December 31, 1987 inclusive, in the City of Ellsworth, County of Hancock, and State of Maine, the above-named defendant, ELIZABETH I. BELONGA did obtain or exercise unauthorized control over what she knew or believed to be a scheduled drug and which was, in fact, Demerol, a schedule Z drug, the property of Maine Coast Memorial Hospital which was authorized to possess that drug; the said Elizabeth I. Belonga having done so with the intent to deprive said hospital of said drugs; all in violation of 17-A M.R.S.A. § 1109 and § 353.

COUNT II - Endangering the welfare of incompetent persons

88-1991

On or about the period September 1, 1987 through December 31, 1987, in the City of Ellsworth, County of Hancock, and State of Maine, the above-named ELIZABETH I. BELONGA, by removing the drug from approximately 270 syringes of meperidine, a pain-killing narcotic, and replacing it with water, did knowingly endanger the health, safety or mental welfare of patients at Maine Coast Memorial Hospital who, because of physical or mental disease, disorder or defect were unable to care for themselves; all of the above in violation of 17-A M.R.S.A. § 555.

R. A. Petrie

RICHARD A. PETRIE

Sworn to before me, May 24, 1988.

Christy L. Clarke
Clerk

STATE OF MAINE
DISTRICT COURT

State of Maine

DISTRICT V
DIVISION Central Hancock

DOCKET NO. _____

v.
Elizabeth Belonga

CRIMINAL COMPLAINT FOR VIOLATION OF

Defendant (DOB 9/28/58)
(Residence Cards Crossing, Franklin, Me.)
Mailing Address: RFD 2, Box 23, Ellsworth, Me.
M.R.S.A. § 1109 555 (CLASS D)
(Stealing Drugs and Endangering the Welfare of
Me. Incompetent persons)
Richard A. Petrie, being duly sworn, deposes and says
(upon information and belief), that on or about _____, 19____
in the city/town of _____, _____ County, Maine,
the above named defendant did:

See attached sheet of even date, separately signed.

Richard A. Petrie

Complainant

Sworn to before me, _____, 19____

[Signature]
Clerk, Complaint Justice, Judge

DATE		DATE	
	Advised of Rights: <u>Yes/No</u> <i>1-24-1999</i>		Appealed: _____
	Arraigned: <u>Yes/No</u>		Appeal Bail: \$ _____
	Reading: <u>Held/Waived</u>		Bail Conditions: see over/attached
	Indigent: <u>Yes/No</u>		Judge: _____
	Plea: <u>Guilty/Not Guilty</u> <i>Both</i>		P.C. Hearing: <u>Held/Waived</u>
	State's Att'y _____		P.C. Found: <u>No/Yes—and bound over</u>
	Def't's Att'y _____		to S.C. _____ County
	Retained/Assigned/Waived _____		P.C. Bail: \$ _____
	Trial Date <u>7/19/95 10:30 AM</u>		Bail Conditions: see over/attached
	Bail: \$ _____		Judge: _____
	Bail Conditions: see over/attached		
	After N.G. plea and at Def's request,		
	Ordered Transferred to S.C. _____		
	Plea changed to: <u>Guilty/Nolo</u> <i>trial and cell</i>		
	Trial Held: <u>Yes/No</u>		
	Finding <u>Guilty/Not Guilty</u> <i>CI and cell</i>		
	Sentence: _____		

*CI 6 mos cell suspd 1 yr prob w/ spec credit of community to
satisfy of DP+P
Revocation at Nursing Home
Concurrent w/ 88-1991
6 mos cell but 30 days suspd 1 yr prob w/
credit for community to sat of DP+P
For Further Court Action, See Attached
Judge
Concurrent w/ 88-19*

A TRUE COPY

ATTEST: *Maryellen Davis*

STATE OF MAINE

COURT: ELLSWORTH DOCKET NO. 88-1990

STATE OF MAINE V. ELIZABETH BELONGA PROBATION TERM: One (1) Year

You have been convicted of STEALING DRUGS and sentenced to 6 months ~~XXXXXXXXXXXX~~ susp. and the Court has placed you on Probation and committed you to the custody and control of the Division of Probation for the term specified above and on the conditions specified below:

THE CONDITIONS OF YOUR PROBATION ARE AS FOLLOWS:

1. YOU ARE TO REFRAIN FROM ALL CRIMINAL CONDUCT.
2. YOU ARE TO REPORT TO THE PROBATION OFFICER FORTHWITH AND THEREAFTER AS THE PROBATION OFFICER MAY DIRECT.
3. YOU ARE TO ANSWER ALL REASONABLE INQUIRIES BY THE PROBATION OFFICER AND PERMIT THE PROBATION OFFICER TO VISIT YOU AT REASONABLE TIMES AT YOUR HOME OR ELSEWHERE.
4. YOU ARE TO NOTIFY THE PROBATION OFFICER BEFORE CHANGING YOUR ADDRESS OR EMPLOYMENT.
5. YOU ARE TO REMAIN WITHIN THE JURISDICTION OF THIS STATE UNLESS WRITTEN PERMISSION IS GIVEN BY THE PROBATION OFFICER FOR YOU TO LEAVE THE STATE TEMPORARILY.
6. YOU ARE TO DEVOTE YOURSELF TO AN APPROVED EMPLOYMENT/EDUCATIONAL PROGRAM.
7. YOU ARE TO REFRAIN FROM POSSESSION AND USE OF ANY UNLAWFUL DRUGS.
8. YOU ARE TO REFRAIN FROM (EXCESSIVE) (POSSESSION OR) USE OF INTOXICATING LIQUOR.
9. UPON BEING ARRESTED, DETAINED OR QUESTIONED BY A LAW ENFORCEMENT OFFICER, YOU MUST IDENTIFY YOURSELF AS A PROBATIONER TO THE OFFICER AND NOTIFY YOUR PROBATION OFFICER OF THE CONTACT WITHIN 24 HOURS.
10. YOU HEREBY AGREE TO WAIVE EXTRADITION TO THE STATE OF MAINE FROM ANY STATE OF THE UNITED STATES, THE DISTRICT OF COLUMBIA, OR ANY OTHER PLACE, TO ANSWER ANY CHARGE OF VIOLATING THE TERMS OF PROBATION.
11. OTHER CONDITIONS
 - YOU ARE TO REFRAIN FROM THE POSSESSION OF FIREARMS AND DANGEROUS WEAPONS.
 - TO UNDERGO COUNSELING/TREATMENT TO THE SATISFACTION OF THE PROBATION OFFICER.
 - TO MAKE RESTITUTION TO _____ IN THE AMOUNT OF _____ WITHIN _____ MONTHS/DAYS THROUGH AND TO THE SATISFACTION OF THE PROBATION OFFICER.
 - OTHER:

Your freedom from future arrest and punishment for the offense(s) of which you have been found guilty depends upon strict observance of the foregoing conditions of probation, or any additional conditions further imposed by this Court during the term of your probation.

ORDERED: THE FOREGOING CONDITIONS ARE MADE PART OF THE JUDGMENT AS IF RECITED THEREIN.

DATE: September 15, 1988

Jane S. Bradley

Judge/Justice Presiding
Jane S. Bradley

I ACKNOWLEDGE RECEIPT OF THESE CONDITIONS AND ACCEPT THEM AS WRITTEN.

WITNESS: *[Signature]*

PROBATIONER: *Elizabeth J. Belonga*

A TRUE COPY.
ATTEST: _____
Clerk

STATE OF MAINE

COURT: ELLSWORTH DOCKET NO. 88-1991

STATE OF MAINE V. ELIZABETH BELONGA PROBATION TERM: One (1) Year

You have been convicted of ENDANGERING THE WELFARE OF INCOMPETENT PERSONS and sentenced to 6 months all but 30 days susp. and the Court has placed you on Probation and committed you to the custody and control of the Division of Probation for the term specified above and on the conditions specified below:

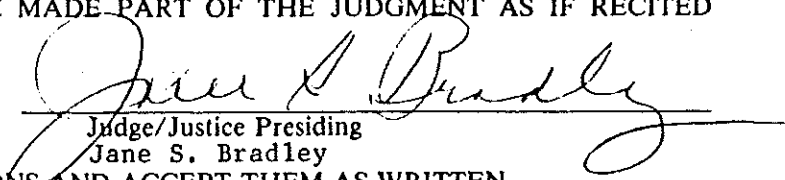
THE CONDITIONS OF YOUR PROBATION ARE AS FOLLOWS:

1. YOU ARE TO REFRAIN FROM ALL CRIMINAL CONDUCT.
2. YOU ARE TO REPORT TO THE PROBATION OFFICER FORTHWITH AND THEREAFTER AS THE PROBATION OFFICER MAY DIRECT.
3. YOU ARE TO ANSWER ALL REASONABLE INQUIRIES BY THE PROBATION OFFICER AND PERMIT THE PROBATION OFFICER TO VISIT YOU AT REASONABLE TIMES AT YOUR HOME OR ELSEWHERE.
4. YOU ARE TO NOTIFY THE PROBATION OFFICER BEFORE CHANGING YOUR ADDRESS OR EMPLOYMENT.
5. YOU ARE TO REMAIN WITHIN THE JURISDICTION OF THIS STATE UNLESS WRITTEN PERMISSION IS GIVEN BY THE PROBATION OFFICER FOR YOU TO LEAVE THE STATE TEMPORARILY.
6. YOU ARE TO DEVOTE YOURSELF TO AN APPROVED EMPLOYMENT/EDUCATIONAL PROGRAM.
7. YOU ARE TO REFRAIN FROM POSSESSION AND USE OF ANY UNLAWFUL DRUGS.
8. YOU ARE TO REFRAIN FROM (EXCESSIVE) (POSSESSION OR) USE OF INTOXICATING LIQUOR.
9. UPON BEING ARRESTED, DETAINED OR QUESTIONED BY A LAW ENFORCEMENT OFFICER, YOU MUST IDENTIFY YOURSELF AS A PROBATIONER TO THE OFFICER AND NOTIFY YOUR PROBATION OFFICER OF THE CONTACT WITHIN 24 HOURS.
10. YOU HEREBY AGREE TO WAIVE EXTRADITION TO THE STATE OF MAINE FROM ANY STATE OF THE UNITED STATES, THE DISTRICT OF COLUMBIA, OR ANY OTHER PLACE, TO ANSWER ANY CHARGE OF VIOLATING THE TERMS OF PROBATION.
11. OTHER CONDITIONS
 - YOU ARE TO REFRAIN FROM THE POSSESSION OF FIREARMS AND DANGEROUS WEAPONS.
 - TO UNDERGO COUNSELING/TREATMENT TO THE SATISFACTION OF THE PROBATION OFFICER.
 - TO MAKE RESTITUTION TO _____ IN THE AMOUNT OF _____ WITHIN _____ MONTHS/DAYS THROUGH AND TO THE SATISFACTION OF THE PROBATION OFFICER.
 - OTHER:

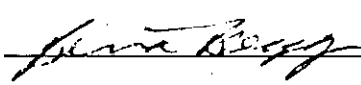
Your freedom from future arrest and punishment for the offense(s) of which you have been found guilty depends upon strict observance of the foregoing conditions of probation, or any additional conditions further imposed by this Court during the term of your probation.

ORDERED: THE FOREGOING CONDITIONS ARE MADE PART OF THE JUDGMENT AS IF RECITED THEREIN.

DATE: September 15, 1988


 Judge/Justice Presiding
 Jane S. Bradley

I ACKNOWLEDGE RECEIPT OF THESE CONDITIONS AND ACCEPT THEM AS WRITTEN.

WITNESS: 

PROBATIONER: Elizabeth S. Belongia

A TRUE COPY.

ATTEST: _____
Clerk