



STATE OF MAINE
 BOARD OF NURSING
 158 STATE HOUSE STATION
 AUGUSTA, MAINE
 04333-0158

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 OCT 23 2006

BY:

MYRA A. BROADWAY, J.D., M.S., R.N.
 EXECUTIVE DIRECTOR

JOHN ELIAS BALDACCI
 GOVERNOR

LPN
IN RE: PAMELA L. DUFRESNE, ~~R.N.~~) **CONSENT AGREEMENT**
 of Augusta, Maine) **FOR WARNING AND**
 License #P011979) **PROBATION**

INTRODUCTION

This document is a Consent Agreement regarding Pamela L. Dufresne's license to practice licensed practical nursing in the State of Maine. The parties enter into this Agreement pursuant to 32 M.R.S.A. § 2105-A (1-A)(A) and (B), 10 M.R.S.A. §§ 8003 (5)(A-1)(1) and (4) and 10 M.R.S.A. § 8003 (5)(B). The parties to this Consent Agreement are Pamela L. Dufresne ("Licensee"), Maine State Board of Nursing ("Board") and the Office of the Attorney General, State of Maine. An informal conference was held on September 27, 2006. The parties reached this Agreement on the basis of information submitted by Gorham House, attached to a Notice of Complaint or Provider Report dated December 17, 2004; information submitted by the Maine Department of Human Services – Bureau of Medical Services, Division of Licensing and Certification through a report dated January 13, 2006.

FACTS

1. Pamela L. Dufresne has been a licensed practical nurse licensed to practice in Maine since 2001.
2. Pamela L. Dufresne was terminated from Gorham House on November 17, 2004, for falsifying a resident's medical record.
3. Pamela L. Dufresne admits that she falsified a resident's medical record by signing off that dressing changes were completed when in fact they were not performed.

AGREEMENT

4. Pamela L. Dufresne agrees and understands that based upon the above-stated facts her conduct constitutes grounds for discipline under Title 32 M.R.S.A. § 2105-A(2)(A), (2)(F), (2)(H) and Chapter 4.1.A.1., 1.A.6., 1.A.8., Chapter 4.3.F. and 4.3.H. Pamela L. Dufresne is hereby formally **WARNED** because she failed to follow policies and procedures in the practice situation of medical treatment and documentation designed to safeguard the safety of the patient.
5. Pamela L. Dufresne license to practice practical nursing in the State of Maine is placed on a probationary status with conditions. The period of probation will be for a period of three years. The period of probation is effective only while she is employed in nursing practice or enrolled in a nursing education program. For purposes of this Consent Agreement, nursing employment is any employment during which Ms. Dufresne



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<http://www.maine.gov/boardofnursing/>

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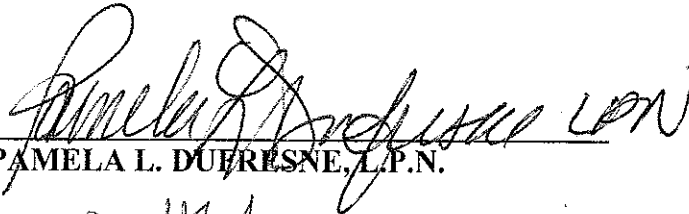
performs nursing services. Ms. Dufresne's probationary license will be subject to the following conditions:

- a. Pamela L. Dufresne will immediately notify the Board in writing of her current employer or educational program in the field of nursing. She will immediately notify the Board in writing should she change employment or enter into an educational program in the field of nursing. Notice under this section shall include the place and position of employment or the educational program. Ms. Dufresne will also immediately notify the Board in writing of any subsequent change in employment or educational programs.
 - b. Pamela L. Dufresne will notify any and all of her nursing employers and notify faculty involved in any clinical studies of the terms of this Consent Agreement and shall provide them with a copy of it.
 - c. Pamela L. Dufresne will arrange for and ensure the submission to the Board of quarterly reports from her nursing employer or clinical faculty regarding her nursing practice.
6. The State of Maine is Pamela L. Dufresne's home state of licensure. Ms. Dufresne agrees that during the pendency of this Consent Agreement her nursing practice is limited to the State of Maine unless otherwise authorized by the Board. If Ms. Dufresne wishes to practice in any other party state within the compact she shall petition the Board for written authorization. In addition, Ms. Dufresne will arrange to have the party state she intends to practice in, to provide the Board with written authorization that she has been approved to practice in that state.
 7. Pamela L. Dufresne agrees and understands that her license will remain on probationary status and subject to the terms of this Agreement indefinitely until and unless the Board, at Ms. Dufresne's written request, votes to terminate her probation. When considering whether to terminate the probation, the Board will consider the extent to which Ms. Dufresne has complied with the provisions of this Consent Agreement.
 8. Pamela L. Dufresne understands that this document is a Consent Agreement that affects her rights to practice nursing in Maine. Ms. Dufresne understands that she does not have to execute this Consent Agreement and that she has the right to consult with an attorney before entering into the Consent Agreement.
 9. If Ms. Dufresne fails to meet any of the obligations of this Consent Agreement, the Board may take any disciplinary action, which it deems appropriate and impose any of the sanctions, including but not limited to that found in Title 10 M.R.S.A. § 8003 and Title 32 M.R.S.A. § 2105-A.
 10. Pamela L. Dufresne affirms that she executes this Consent Agreement of her own free will.
 11. Modification of this Consent Agreement must be in writing and signed by all the parties.

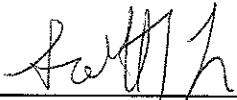
- 12. This Consent Agreement is not subject to review or appeal by the Licensee, but may be enforced by an action in the Superior Court.
- 13. This Consent Agreement becomes effective upon the date of the last necessary signature below.

I, PAMELA L. DUFRESNE, L.P.N., HAVE READ AND UNDERSTAND THE FOREGOING CONSENT AGREEMENT. I UNDERSTAND THAT BY SIGNING IT, I WAIVE CERTAIN RIGHTS. I SIGN IT VOLUNTARILY, WITHOUT ANY THREAT OR PROMISE. I UNDERSTAND THAT THIS CONSENT AGREEMENT CONTAINS THE ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY KIND.

DATED: 11/14/06



PAMELA L. DUFRESNE, L.P.N.

DATED: 11-21-06


SCOTT J. LYNCH, ESQ.
Attorney for Pamela L. Dufresne

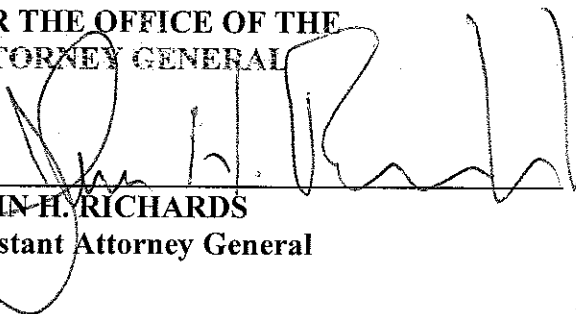
**FOR THE MAINE STATE
BOARD OF NURSING**

DATED: 11/30/06


MYRA A. BROADWAY, J.D., M.S., R.N.
Executive Director

**FOR THE OFFICE OF THE
ATTORNEY GENERAL**

DATED: 12/1/06


JOHN H. RICHARDS
Assistant Attorney General