

STATE OF MAINE
MAINE STATE BOARD OF NURSING

In re: Michelle D. Henneberry) INTERIM CONSENT AGREEMENT
of Bangor, Maine:)
License No.s AP81156, RN37051)

This document is an Interim Consent Agreement, effective when signed by all parties regarding the continuation of the summary suspension and other conditions imposed upon Michelle D. Henneberry's, ("Ms. Henneberry") license to practice as an Advanced Practice Registered Nurse - Certified Nurse Practitioner ("A.P.R.N., C.N.P.") and as a Registered Professional Nurse ("R.N."). The parties to the Consent Agreement are Ms. Henneberry, the Maine State Board of Nursing ("Board") and the State of Maine Office of the Attorney General. This Consent Agreement is entered into pursuant to 10 M.R.S.A. § 8003(5)(B) and 32 M.R.S.A. § 2105-A (A-1).

STATEMENT OF FACTS

1. Michelle D. Henneberry has been approved/licensed to practice as an A.P.R.N., C.N.P. in the State of Maine since May 21, 2002. She has also been licensed in the State of Maine as an RN since January 14, 1994.
2. The Board summarily suspended Ms. Henneberry's licenses to practice as an A.P.R.N., C.N.P. and R.N. as a result of a Board Complaint as referenced in the "Notice of Immediate Suspension," effective February 29, 2012.
3. Michelle D. Henneberry wishes to resolve the Board Complaint referenced in the Notice of Immediate Suspension and other Complaints pending before the Board (collectively, "The Pending Board Complaints") by means of a consent agreement. To enable the parties the opportunity to negotiate a consent agreement, the adjudicatory hearing scheduled for March 28, 2012, established by the Notice of Immediate Suspension, is continued.
4. By signing this Interim Consent Agreement, Ms. Henneberry agrees, in her personal capacity and through legal counsel, to the terms and conditions of this Interim Consent Agreement.

AGREEMENT

5. Michelle D. Henneberry understands and agrees that until resolution of The Pending Board Complaints, her A.P.R.N., C.N.P. and R.N license will remain suspended until such time as the Board takes final action on The Pending Board Complaints - either by adjudicatory hearing and decision and order or by consent agreement. If the parties are

unable to resolve The Pending Board Complaints by means of a consent agreement the Board Complaint that was the subject of the Board's summary suspension will be noticed for an adjudicatory hearing within 60 days from receipt of written notice by either party that they have reached an impasse. A notice of hearing will issue no less than 30 days prior to the hearing after receipt of the notice of impasse.


6. Violation of any of the terms or conditions of this Interim Consent Agreement by Ms. Henneberry may be grounds for additional discipline of her A.P.R.N., C.N.P. and R.N. license, including but not limited to possible fines, suspension, and revocation.
7. Michelle D. Henneberry has been represented by legal counsel, Kenneth W. Lehman, Esq. and Travis M. Brennan, Esq. with respect to the terms of this Interim Consent Agreement.
8. This Interim Consent Agreement is not appealable, and remains effective until the Board holds an adjudicatory hearing and issues a decision and order, or resolves this matter with a final consent agreement.
9. This Interim Consent Agreement is a public record within the meaning of 1 M.R.S.A. § 402 and will be available for inspection and copying by the public pursuant to 1 M.R.S.A. § 408.
10. Nothing in this Interim Consent Agreement is intended to or shall be construed to affect any right or interest of any person not a party hereto.
11. It is the parties' intention that this Interim Consent Agreement be finalized as soon as possible. It is agreed that it may be signed in counterpart originals, and a fax or PDF email of a signature is intended to and shall be as sufficient and valid as an original signature.

I, MICHELLE D. HENNEBERRY HAVE READ AND UNDERSTAND THE FOREGOING INTERIM CONSENT AGREEMENT. I UNDERSTAND THAT BY SIGNING IT, I WAIVE CERTAIN RIGHTS. I SIGN THIS INTERIM CONSENT AGREEMENT VOLUNTARILY, WITHOUT ANY THREAT OR PROMISE. I UNDERSTAND THAT THIS INTERIM CONSENT AGREEMENT CONTAINS THE ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY KIND, VERBAL, WRITTEN OR OTHERWISE.

DATED: March 9th 2012 Michelle D. Henneberry
MICHELLE D. HENNEBERRY

DATED:

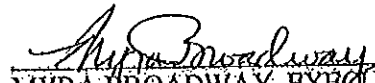
March 9, 2012


KENNETH W. LEHMAN, ESQ.
Attorney for Michelle D. Henneberry

MAINE STATE BOARD OF NURSING

DATED:

March 9, 2012


MYRA BROADWAY, EXECUTIVE DIRECTOR

STATE OF MAINE OFFICE OF THE
ATTORNEY GENERAL

DATED:

March 9, 2012


JOHN H. RICHARDS
Assistant Attorney General

APPROVED
EFFECTIVE: 3/9/12