

STATE OF CONNECTICUT
DEPARTMENT OF HEALTH SERVICES
BUREAU OF HEALTH SYSTEM REGULATIONS
DIVISION OF MEDICAL QUALITY ASSURANCE

In re:

Lynn Garofalo, R.N.

Petition No. 870617-10-031

CONSENT ORDER

WHEREAS, Lynn Garofalo, R.N., of Norwalk, CT has been issued license number R-35585 to practice as a registered nurse by the Department of Health Services pursuant to Chapter 378 of the General Statutes of Connecticut, as amended; and

WHEREAS, Lynn Garofalo, R.N., hereby admits and acknowledges that she is licensed as a nurse in Connecticut and does not have licensure pending in any other state. She has in the past been licensed as a nurse in New York.

WHEREAS, the Department of Health Services alleges that while working as a registered nurse at the Lea Manor Health Care Center, Lynn Garofalo, R.N., violated §20-99(b) by her conduct during the attempted resuscitation of a patient on January 29, 1986.

WHEREAS, Lynn Garofalo, R.N., in consideration for this Consent Order has chosen not to contest the allegations of violation of Connecticut General Statutes §20-99(b). Lynn Garofalo, R.N., while admitting no guilt or wrongdoing, agrees that for purposes of proceedings before the Connecticut Board of Examiners for Nursing, in which her registered nurse license is at issue, that this Consent Order may enter.

NOW THEREFORE, pursuant to §19a-17 and §20-99(a) of the Connecticut General Statutes, Lynn Garofalo, R.N., hereby stipulates and agrees to the following:

1. That she waives the right to a hearing on the merits of this matter.
2. That she shall become certified or recertified (if she has in the past been certified) in an American Red Cross approved course on the administration of Cardio-Pulmonary Resuscitation.
3. That she will provide to the Connecticut Board of Examiners for Nursing within 90 days of the effective date of this Consent Order proof of successful completion of said course.
4. That all correspondence is to be addressed to:

Office of the Board of Examiners for Nursing
Department of Health Services
150 Washington Street
Hartford, CT 06106

5. That any deviation from the term(s) listed above shall constitute a violation of the Consent Order. A violation of any term(s) of the Consent Order specified in paragraphs 2. and 3 above shall result in the right of the Connecticut Board of Examiners for Nursing to immediately revoke her registered nurse license. Any extension of time or grace period for reporting granted by the Connecticut Board of Examiners for Nursing shall not be a waiver or preclude the Board's right to revoke at a later time. The Connecticut Board of Examiners for Nursing shall not be required to grant future extensions of time or grace periods. Notice of revocation shall be sent to her address of record (most current address reported to the Licensure and Renewal Section of the Division of Medical Quality Assurance of the Department of Health Services or the Connecticut Board of Examiners for Nursing).

6. That this Consent Order is effective the first day of the month immediately following the date said Consent Order is ordered and accepted by the Connecticut Board of Examiners for Nursing.
7. That she understands this Consent Order is a matter of public record.
8. That she understands that this Consent Order may be considered as evidence of the above ~~admitted violations~~ ^{(Elfa) allegations} in any proceeding before the Connecticut Board of Examiners for Nursing (1) in which her compliance with this same order is at issue, or (2) in which her compliance with §20-99(b) of the General Statutes of Connecticut, as amended, is at issue.
9. That this Consent Order and terms set forth herein are not subject to reconsideration, collateral attack or judicial review under any form or in any forum. Further, that said order is not subject to appeal or review under the provisions of Chapters 54 or 368a of the General Statutes of Connecticut, provided that this stipulation shall not deprive her of any rights that she may have under the laws of the State of Connecticut or of the United States.
10. That she permits the Public Health Hearing Office of the Division of Medical Quality Assurance, Department of Health Services or a representative thereof to present this Consent Order and the prehearing review documents to the Connecticut Board of Examiners for Nursing. She understands that the Connecticut Board of Examiners for Nursing has complete and final discretion as to whether an executed Consent Order is approved or granted.
11. That she understands that she has the right to consult with an attorney prior to signing this document.

I, Lynn Garofalo, R.N., have read the above Consent Order, and I agree ^(Elfs) ~~and~~ ^(Elfs) ~~admit~~ to the terms ~~and allegations~~ set forth therein. I further declare the execution of this Consent Order to be my free act and deed.

Lynn M. Garofalo
Lynn Garofalo, R.N.

Subscribed and sworn to before me this 16th day of February 1988.

Ellen L.F. Strauss
~~Notary Public~~ or person authorized by law to administer an oath or affirmation
Commissioner of the Superior Court

The above Consent Order having been presented to the duly appointed agent of the Commissioner of the Department of Health Services on the 17th day of February 1988, it is hereby accepted.

Stanley K. Peck
Stanley K. Peck, Director
Division of Medical Quality Assurance

The above Consent Order having been presented to the duly appointed agent of the Connecticut Board of Examiners for Nursing on the 18th day of February 1988, it is hereby ordered and accepted.

CONNECTICUT BOARD OF EXAMINERS FOR NURSING

By: Bette Jane M. Murphy R.N.
Bette Jane M. Murphy, R.N., Chairperson
Connecticut Board of Examiners for Nursing

MCP:pf
co garofalo
benco2