

Susan Starvish
17 Stanley Drive
Enfield, CT 06082

**STATE OF CONNECTICUT
BOARD OF EXAMINERS FOR NURSING**

State of Connecticut
Department of Public Health

vs.

Susan Starvish, L.P.N.,
Licensed Practical Nurse License No. 017953
Respondent.

CASE PETITION NO. 951006-11-032

MEMORANDUM OF DECISION

INTRODUCTION

The Board of Examiners for Nursing (hereinafter the "Board") was presented by the Department of Public Health (hereinafter the "Department") with a Statement of Charges and Motion for Summary Suspension dated November 14, 1995 (Department Exhibit A). The Statement of Charges alleged violations of certain provisions of Chapter 378 of the General Statutes of Connecticut by Susan Starvish (hereinafter the "Respondent") which would subject the Respondent's Licensed Practical Nurse license to disciplinary action pursuant to the General Statutes of Connecticut.

Based on the allegations in the Statement of Charges and accompanying affidavits and reports, the Board found that the continued nursing practice of the Respondent presented a clear and immediate danger to public health and safety. On November 15, 1995, the Board ordered, pursuant to its authority under §19a-17(c) of the General Statutes of Connecticut, that the Licensed Practical Nurse license of the Respondent be summarily suspended pending a final determination by the Board of the allegations contained in the Statement of Charges (Department Exhibit A).

The Board issued a Notice of Hearing dated November 15, 1995, scheduling a hearing for December 6, 1995 (Department Exhibit A). The hearing took place on December 6, 1995, in Room 2-A, Legislative Office Building, Capitol Avenue, Hartford, Connecticut.

During the hearing the Department verbally amended the Statement of Charges by deleting "and nursing supervisor" from Paragraph 3. (Hearing Transcript, December 6, 1995, p. 16)

Each member of the Board involved in this decision attests that he/she was present at the hearing or has reviewed the record, and that this decision is based entirely on the record and the Board's specialized professional knowledge in evaluating the evidence.

FACTS

Based on the testimony given and the exhibits offered into evidence, the Board makes the following Findings of Fact:

1. Susan Starvish, hereinafter referred to as the Respondent, was issued Licensed Practical Nurse License Number 017953 on December 8, 1978. The Respondent was the holder of said license at all times referenced in the Statement of Charges. (Department Exhibit A-D)
2. The Respondent was given due notice of the hearing and charges against her. Department Exhibit A indicates that the Summary Suspension Order, Statement of Charges, and Notice of Hearing were served on the Respondent by Deputy Sheriff on November 20, 1995.
3. The Respondent was present during the hearing but was not represented by counsel. (Hearing Transcript, December 6, 1995, pp. 3-4)
4. During the hearing the Respondent orally answered the Statement of Charges. (Hearing Transcript, December 6, 1995, pp. 15-17)

The Notice of Hearing, Statement of Charges and the hearing process provided the Respondent with the opportunity to demonstrate compliance with all lawful requirements for the retention of her license as required by the General Statutes of Connecticut §4-182(c).

The Statement of Charges alleges that while subject to conditions of probation of her licensed practical nurse license, the Respondent failed to comply with requirements as set forth in a Memorandum of Decision dated July 21, 1988, in that the Respondent failed to participate in therapy and failed to cause bimonthly therapy reports to be submitted to the Board.

The Respondent admits these charges. (Answer: Hearing Transcript, December 6, 1995, pp. 16-17)

Based on its findings and the Respondent's admission, the Board concludes that the Respondent's conduct as alleged in the Statements of Charges is proven and that said conduct constitutes a violation of the conditions of probation as set forth in the Memorandum of Decision dated July 21, 1988. Therefore, the Respondent is subject to disciplinary action pursuant to §19a-17 of the General Statutes of Connecticut.

ORDER

Pursuant to its authority under §19a-17 and §20-99 of the General Statutes of Connecticut, the Board of Examiners for Nursing hereby orders the following:

1. That the Respondent's licensed practical nurse license, No. 017953, be revoked.
2. Revocation shall become effective on the date this Memorandum of Decision is signed by the Board of Examiners for Nursing.

The Board of Examiners for Nursing hereby informs the Respondent, Susan Starvish, and the Department of Public Health of the State of Connecticut of this decision.

Dated at Hartford, Connecticut this 8th day of May 1996.

BOARD OF EXAMINERS FOR NURSING

By Nancy J. Befunde

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