

STATE OF CONNECTICUT  
BOARD OF EXAMINERS FOR NURSING  
1985 0308 011 009

IN RE: Fred Landorf, L.P.N. 020712  
55 Lakeview Terrace  
New Haven, CT

MEMORANDUM OF DECISION

INTRODUCTION

The Board of Examiners for Nursing, (hereafter the "Board"), was presented by the Department of Health Services with a Statement of Charges dated October 11, 1985, and an Amended Statement of Charges dated June 19, 1986.

The Amended Statement of Charges alleged violations of certain provisions of Chapter 378, Connecticut General Statutes. The Board issued a Notice of Hearing. The hearing took place on June 24, 1986, at the State Armory, Broad Street, Hartford, Connecticut, September 23, 1986, at the National Armory, Broad Street, Hartford Connecticut and March 11, 1987 in room 112, Brainard Field, Maxim Road, Hartford, Connecticut.

Each member of the Board involved in this decision attests that he/she has reviewed the record, and that this decision is based entirely on the record and their specialized professional knowledge in evaluating the evidence.

FACTS

Based on the testimony given and the exhibits offered into evidence at the above hearing, the Board made the following findings of fact:

1. Fred Landorf, respondent, was at all pertinent times licensed to practice nursing as a licensed practical nurse with registration number 020712.

2. Pursuant to Connecticut General Statutes, Section 4-182(c), the respondent was provided full opportunity prior to the institution of agency action to show compliance with all the terms for the retention of his license.

3. On or about September 24, 1984 and subsequent thereto, the respondent was employed as a licensed practical nurse at Arden House, 850 Mix Avenue, Hamden, Connecticut.

4. On or about December 8, 1984 and subsequent thereto, while employed as a licensed practical nurse at Arden House, the respondent failed to make accurate, complete, or appropriate documentations in medical or hospital records. Specifically, for patients Gaul and Delchiaro the respondent indicated on the patient's medication records that he administered Percocet when Percocet or Tylenol were ordered. On numerous occasions there is no reason documented in the Medication Administration Record or the Nurses' Notes for administering Percocet over Tylenol.

5. On or about December 8, 1984 and subsequent thereto, while employed as a licensed practical nurse at Arden House, the respondent failed to appropriately assess the patient DelChiaro's condition. Specifically, on numerous occasions there was no record of assessment of the severity of knee or

heel pain which led to the respondent's choice of administering Percocet over Tylenol.

#### DISCUSSION AND CONCLUSIONS

The First Count alleges that on or about December 1, 1984 and subsequent thereto, while employed as a licensed practical nurse at Arden House, the respondent diverted the controlled substance Percocet from Arden House.

The above alleged conduct is a violation of Connecticut General Statutes Section 20-99(b). In pertinent part, Section 20-99(b) includes: "(2) illegal conduct, incompetence or negligence in carrying out usual nursing functions." The respondent denied this charge at the hearing.

Due to insufficient evidence the Board could not determine that on or about December 1, 1984 and subsequent thereto, while employed as a licensed practical nurse at Arden House, the respondent diverted the controlled substance Percocet from Arden House. The Board therefore could not conclude that the respondent has violated Section 20-99(b) as specified in the First Count.

The Second Count alleges that on or about December 1, 1984 and subsequent thereto, while employed as a licensed practical nurse at Arden House, the respondent diverted the controlled substance Percocet from Arden House.

The above alleged conduct is a violation of Connecticut General Statutes Section 20-99(b). In pertinent part, Section

20-99(b) includes: "(6) fraud or material deception in the course of professional services or activities." The respondent denied this charge at the hearing.

Due to insufficient evidence the Board could not determine that on or about December 1, 1984 and subsequent thereto, while employed as a licensed practical nurse at Arden House, the respondent diverted the controlled substance Percocet from Arden House. The Board therefore could not conclude that the respondent has violated Section 20-99(b) as specified in the Second Count.

The Third Count alleges that on or about December 1, 1984 and subsequent thereto, while employed as a licensed practical nurse at Arden House, the respondent diverted the controlled substance Percocet from Arden House.

The above alleged conduct is a violation of Connecticut General Statutes Section 20-99(b). In pertinent part, Section 20-99(b) includes: "(5) abuse or excessive use of drugs, including alcohol, narcotics or chemicals." The respondent denied this charge at the hearing.

Due to insufficient evidence the Board could not determine that on or about December 1, 1984 and subsequent thereto, while employed as a licensed practical nurse at Arden House, the respondent diverted the controlled substance Percocet from Arden House. The Board therefore could not conclude that the respondent has violated Section 20-99(b) as specified in the Third Count.

The Fourth Count alleges that on or about December 1, 1984 and subsequent thereto, while employed as a licensed practical nurse at Arden House, the respondent failed to make accurate, complete, appropriate documentations in medical or hospital records.

The above alleged conduct is a violation of Connecticut General Statutes Section 20-99(b). In pertinent part, Section 20-99(b) includes: "(7) wilful falsification of entries in any hospital, patient or other record pertaining to drugs, the results of which are detrimental to the health of a patient." The respondent denied this charge at the hearing later.

Due to insufficient evidence the Board could not determine that on or about December 1, 1984 and subsequent thereto, while employed as a licensed practical nurse at Arden House, the respondent failed to make accurate, complete or appropriate documentations in medical or hospital records. The Board therefore could not conclude that the respondent has violated Section 20-99(b) as specified in the Fourth Count.

The Fifth Count alleges that on or about December 8, 1984 and subsequent thereto, while employed as a licensed practical nurse at Arden House, the respondent failed to make accurate, complete, appropriate documentations in medical or hospital records.

The above alleged conduct is a violation of Connecticut General Statutes Section 20-99(b). In pertinent part, Section 20-99(b) includes: "(2) illegal conduct, incompetence or negligence in carrying out usual nursing functions." The respondent denied this charge at the hearing. For patients

Gaul and Delchiaro the respondent indicated on the patient's medication records that he administered Percocet when Percocet or Tylenol was ordered. Department of Health Services Exhibit #5 and #6 demonstrate that documentation of severity of pain requiring said administration was not in said provided patient records on numerous occasions by the respondent.

The Board has determined that on or about December 1, 1984 and subsequent thereto, while employed as a licensed practical nurse at Arden House, the respondent failed to make accurate, complete or appropriate documentations in medical or hospital records. The Board therefore concluded that the respondent has violated Section 20-99(b) as specified in the Fifth Count.

The Sixth Count alleges that on or about December 8, 1984 and subsequent thereto, while employed as a licensed practical nurse at Arden House, the respondent failed to appropriately assess the patient DelChiaro's condition.

The above alleged conduct is a violation of Connecticut General Statutes Section 20-99(b). In pertinent part, Section 20-99(b) includes: "(2) illegal conduct, incompetence or negligence in carrying out usual nursing functions." The respondent denied this charge at the hearing. On numerous occasions there was no documentation in the patient's record of assessment of the severity of knee or heel pain which led to the respondent's choice of administering Percocet over Tylenol.

The Board has determined that on or about December 1, 1984 and subsequent thereto, while employed as a licensed practical nurse at Arden House, the respondent failed to appropriately

assess the patient DelChiaro's condition. The Board therefore concluded that the respondent has violated Section 20-99(b) as specified in the Sixth Count.

ORDER

Pursuant to its authority under Section 19a-17, Connecticut General Statutes, it is the unanimous decision of those members of the Board of Examiners for Nursing who were present and voting that:

a. The respondent be placed on probation for a minimum period of two years determined as follows:

- i. as to the Fifth Count, two years probation;
- ii. as to the Sixth Count, two years probation;
- iii. the two year probationary periods referenced in (i), and (ii), above are to run concurrently, for a total effective probationary period of two years;
- iv. that as a condition of probation the respondent is to submit bimonthly reports from his employer and from a licensed therapist. In addition, the respondent is to have his medical doctor submit bimonthly, negative, random drug screen reports which demonstrate the respondent's drug free status; these reports shall be due in the Board's office the first day of evenly numbered months;

b. If the conditions referenced in (a), above, are not met the respondent's license may be revoked immediately.

c. The said period of probation shall commence on Oct 1, 1987.

d. At the end of the two year probation specified in (a) above, the probationary status will be removed if conditions referenced in (a) above are met.

The Board of Examiners for Nursing herewith advises the Department of Health Services of the State of Connecticut of this decision.

Dated at *Hartford*, Connecticut, this *16<sup>th</sup>* day of *September*, 1987

BOARD OF EXAMINERS FOR NURSING

BY *Bette Jane M. Murphy R.N.*  
Bette Jane M. Murphy R.N., Chairman