

STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
BUREAU OF HEALTH SYSTEM REGULATION
DIVISION OF MEDICAL QUALITY ASSURANCE

IN RE: Charles Aspinwall, L.P.N.

Petition No. 930310-11-007

CONSENT ORDER

WHEREAS, Charles Aspinwall, L.P.N. (hereinafter "respondent") of Derby, Connecticut has been issued license number 024207 to practice as a licensed practical nurse by the Department of Public Health (hereinafter "the Department") pursuant to Chapter 378 of the General Statutes of Connecticut, as amended; and,

WHEREAS, respondent hereby admits and acknowledges that during January of 1993, while working as a licensed practical nurse at Tandet Center for Continuing Care in Stamford, Connecticut, he:

1. failed to completely, properly and/or accurately document medical or hospital records;
2. failed to accurately complete Controlled Substance Receipt Records; and
3. failed to accurately complete Medication Administration Records.

WHEREAS, the above described facts constitute grounds for disciplinary action pursuant to Connecticut General Statutes Section 20-99(b).

WHEREAS, respondent, in consideration of this Consent Order, has chosen not to contest the above allegations at a hearing in front of the Board of Examiners for Nursing (hereinafter "the Board").

WHEREAS, respondent further agrees that this Consent Order shall have the same effect as if ordered after a full hearing pursuant to §§19a-9, 19a-10, and 20-99(b) of the General Statutes of Connecticut.

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

1. That respondent waives his right to a hearing on the merits of this matter.
2. That respondent shall comply with all federal and state statutes and regulations applicable to his profession.
3. That respondent's license number 024207 to practice as a licensed practical nurse in the State of Connecticut is hereby reprimanded and placed on probation for six months, during which time he shall successfully complete 20 contact hours of nursing continuing education. Said courses shall be preapproved by the Board and the Department. Within thirty days of completion of said courses, respondent shall provide the Board and the Department with proof, to the satisfaction of the Board and the Department, that he successfully completed said courses.
4. Respondent shall provide a copy of this Consent Order to all current and future employers for the duration of his probation.
5. That this Consent Order is effective on the first day of the month immediately following the month in which this Consent Order is approved and accepted by the Board.
6. That respondent understands this Consent Order is a matter of public record.
7. That respondent understands this Consent Order may be considered as evidence of

the above admitted violations in any proceeding before the Board in which (1) his compliance with this same Consent Order is at issue, or (2) his compliance with §20-99(b) of the General Statutes of Connecticut, as amended, is at issue.

8. That, in the event respondent violates any term of this Consent Order, said violation may also constitute grounds for the Department to seek a summary suspension of his license before the Board.
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, this Consent Order is not subject to appeal or review under the provisions of Chapters 54 and 368a of the General Statutes of Connecticut, provided that this stipulation shall not deprive respondent of any other rights that he may have under the laws of the State of Connecticut or of the United States.
10. That respondent permits a representative of the Department to present this Consent Order and the factual basis for this Consent Order to the Board. The Department and respondent understand that the Board has complete and final discretion as to whether an executed Consent Order is approved or accepted.
11. That respondent has had the opportunity to consult with an attorney prior to signing this document.

I, Charles Aspinwall, L.P.N., have read the above Consent Order, and I agree to the terms set forth therein. I further declare the execution of this Consent Order to be my free act and deed.

Charles Aspinwall
Charles Aspinwall, L.P.N.

Subscribed and sworn to before me this 25 day of September, 1995.

David S. Carmody
Notary Public or person authorized
by law to administer an oath or
affirmation

The above Consent Order having been presented to the duly appointed agent of the Commissioner of the Department of Public Health on the 26th day of September, 1995, 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 27th day of September, 1995, it is hereby ordered and accepted.

BY: Margaret O'Harely
Connecticut Board of Examiners for Nursing