

STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
HEALTHCARE SYSTEMS BRANCH

In re: Bethany Feeney, L.P.N.

Petition No. 2008-1007-011-054

PRELICENSURE CONSENT ORDER

WHEREAS, Bethany Feeney of North Salem, New York (hereinafter "respondent") has applied for licensure 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 admits that:

1. The Department has at no time issued respondent a license to practice the occupation of licensed practical nurse under the General Statutes of Connecticut, Chapter 378.
2. From October 2007 through September 2008 respondent worked as a licensed practical nurse at The Greens at Greenwich in Greenwich, Connecticut.
3. The conduct described above constitutes grounds for the denial of respondent's application for licensure pursuant to §19a-14 of the General Statutes of Connecticut.

NOW THEREFORE, pursuant to §19a-14 of the General Statutes of Connecticut, respondent hereby stipulates and agrees to the following:

1. Respondent waives the right to a hearing on the merits of her application for licensure.
2. After satisfying the requirements for licensure as a licensed practical nurse as set forth in Chapter 378 of the General Statutes of Connecticut, respondent's license to practice as a licensed practical nurse will be issued.

3. Respondent shall pay a civil penalty of two hundred and fifty dollars (\$250.00) by certified or cashier's check payable to "Treasurer, State of Connecticut." The check shall reference the Petition Number on the face of the check. Said civil penalty shall be payable at the time respondent submits this executed Reinstatement Consent Order to the Department.
4. Respondent's license to practice as a licensed practical nurse in the State of Connecticut shall, immediately upon issuance, be reprimanded.
5. The execution of this document has no bearing on any criminal liability without the written consent of the Director of the Medicaid Fraud Control Unit or the Bureau Chief of the Division of Criminal Justice's Statewide Prosecution Bureau. The purpose of this Consent Order is to resolve the pending administrative license disciplinary petition only, and is not intended to affect any civil or criminal liability or defense.
6. In the event respondent violates a term of this Prelicensure Consent Order, respondent agrees immediately to refrain from practicing as licensed practical nurse, upon request by the Department, for a period not to exceed 45 days. During that time period, respondent further agrees to cooperate with the Department in its investigation of the violation, and to submit to and complete a medical, psychiatric or psychological evaluation, if requested to do so by the Department; and, that the results of the evaluation shall be submitted directly to the Department. Respondent further agrees that failure to cooperate with the Department in its investigation during said 45-day period shall constitute grounds for the Department to seek a summary suspension of respondent's license. In any such summary action, respondent stipulates that failure to cooperate with the Department's investigation shall be considered by the Department and shall, as a matter of law, constitute a clear and

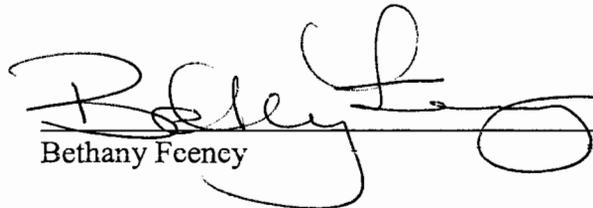
immediate danger as required pursuant to Connecticut General Statutes, sections 4-182(c) and 19a-17(c). The Department and respondent understand that the Connecticut State Board of Examiners for Nursing (hereinafter "the Board") has complete and final discretion as to whether a summary suspension is ordered.

7. This Consent Order embodies the entire agreement of the parties with respect to this case. All previous communications or agreements regarding the subject matter of this consent order, whether oral or written, between the parties are superseded unless expressly incorporated herein or made a part hereof.
8. Respondent shall comply with all state and federal statutes and regulations applicable to her license.
9. Respondent shall notify the Department of any changes in her employment within fifteen (15) days of such change.
10. Respondent shall notify the Department of any change(s) in her home and/or business address within fifteen (15) days of such change.
11. Any deviation from the term(s) of this Prelicensure Consent Order without prior written approval of the Department shall constitute a violation. A violation of any term(s) of this Prelicensure Consent Order shall result in the right of the Department in its discretion to immediately deem respondent's licensed practical nursing license rescinded. Any extension of time or grace period for reporting granted by the Department shall not be a waiver or preclude the Department's right to take action at a later time. The Department shall not be required to grant future extensions of time or grace periods. Notice of the rescission of the license shall be sent by the Department to respondent's address of record.

12. Respondent waives any right to a hearing on the issue of violation of the terms of this Prelicensure Consent Order.
13. Legal notice shall be sufficient if sent to respondent's last known address of record reported to Practitioner Licensing and Investigations of the Healthcare Systems Branch of the Department.
14. Respondent understands that this Prelicensure Consent Order may be considered as evidence of the above-admitted violations in any proceeding before the Board in which (1) her compliance with this Prelicensure Consent Order is at issue, or (2) her compliance with §20-99(b) of the Connecticut General Statutes, as amended, is at issue.
15. Respondent understands that any return to the practice of licensed practical nursing without pre-approval from the Department shall constitute a violation of this Consent Order and may subject the respondent to further disciplinary action.
16. This Prelicensure 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 Prelicensure 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 she may have under the laws of the State of Connecticut or of the United States.
17. This Prelicensure Consent Order is a revocable offer of settlement which may be modified by mutual agreement or withdrawn by the Department at any time prior to its being executed by the last signatory.
18. This Prelicensure Consent Order is effective when accepted and approved by a duly appointed agent of the Department.

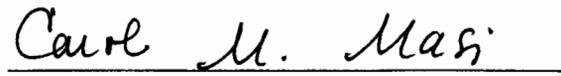
19. Respondent understands this Prelicensure Consent Order is a matter of public record.
20. Respondent understands she has the right to consult with an attorney prior to signing this Prelicensure Consent Order.

I, Bethany Feeney have read the above Prelicensure Consent Order, and I agree to the terms and allegations set forth therein. I further declare the execution of this Prelicensure Consent Order to be my free act and deed.

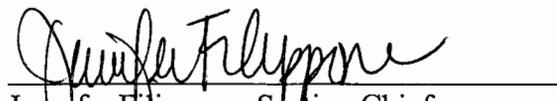

Bethany Feeney

Subscribed and sworn to before me this 27th day of January 2009

CAROL M. MASI
Notary Public, State of New York
No. 01MA5035464
Qualified in Westchester County
My Commission Expires 10.31.2010


Notary Public or person authorized
by law to administer an oath or
affirmation

The above Prelicensure Consent Order having been presented to the duly appointed agent of the Commissioner of the Department of Public Health on the 2nd day of February 2009, it is hereby ordered and accepted.


Jennifer Filippone, Section Chief
Practitioner Licensing and Investigations
Healthcare Systems Branch