

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

In re: Karen McGuiness  
86 Belltown Road  
So. Glastonbury, CT 06033

Petition No. 940527-12-001

PRELICENSURE CONSENT ORDER

WHEREAS, Karen McGuiness of Glastonbury, Connecticut (hereinafter "respondent") has applied for licensure to practice as an advanced practice registered nurse by the Department of Public Health and Addiction Services (hereinafter "the Department") pursuant to Chapter 378 of the General Statutes of Connecticut, as amended; and,

WHEREAS, respondent admits and acknowledges that:

1. The Department has at no time issued respondent a license to practice as an advanced practice registered nurse under Chapter 378 the General Statutes of Connecticut; however, the Department issued respondent license R50292 on September 9, 1994, to practice as a registered nurse.
2. On July 17, 1988, the New York State Board of Regents entered into a Consent Order with respondent suspending her registered nurse and licensed practical nurse licenses, with the suspension stayed, and, placing her licenses on probation for two years under various terms and conditions. This action was based on one specification of professional misconduct, specifically her possession of a controlled substance in a manner inconsistent with New York Public Law Article 33, in February 1986.

3. By the actions described in paragraph 2 above, respondent has committed acts which, if respondent had been licensed in Connecticut as an advanced practice registered nurse at the time, fail to conform to the accepted standards of practice for such licenses; therefore, respondent is subject to denial of her application for such licensure pursuant to §19a-14 of the General Statutes of Connecticut.

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

1. That she waives the right to a hearing on the merits of this matter.
2. That upon satisfying the requirements for licensure as an advanced practice registered nurse as set forth in Chapter 378 of the General Statutes of Connecticut, respondent's license to practice as an advanced practice registered nurse will be issued.
3. That her license to practice as an advanced practice registered nurse in the State of Connecticut shall, upon issuance, be placed immediately on probation until March 8, 1996, subject to the following terms and conditions:
  - A. Respondent shall provide a copy of this Prelicensure Consent Order to all current and future employers for the duration of her probation.
  - B. Respondent shall not accept employment in any capacity for a personnel provider, visiting nurse agency or home health care agency for the period of her probation.
  - C. Respondent shall be responsible for the provision of quarterly written reports directly to the Department from her nursing supervisor (i.e., Director of Neonatology) for the period of her probation. Employer reports shall include, but not be limited

to, documentation of respondent's ability to safely and competently practice nursing, and shall be issued to the Department at the address cited in paragraph 9 below.

D. Quarterly reports required in paragraph 3C above are due on the tenth business day of the third full month after the effective date of this Prelicensure Consent Order and every third month thereafter.

4. That in the event respondent is unemployed for periods of thirty (30) consecutive days or longer, or is employed less than twenty (20) hours per week, respondent shall so notify the Department in writing. Such period(s) shall not be counted in reducing the period covered by this Prelicensure Consent Order.
5. That respondent shall comply with all state and federal statutes and regulations applicable to her profession.
6. That respondent shall notify the Department of any change(s) in her employment within fifteen (15) days of such change.
7. That respondent shall notify the Department of any change(s) in her home and/or business address within fifteen (15) days of such change.
8. That 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 advanced practice registered nurse's 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

recision of the license shall be sent by the Department to respondent's address of record. Respondent waives any right to a hearing on the issue of violation of the terms of this Prelicensure Consent Order.

9. That all correspondence and reports required by the terms of this Prelicensure Consent Order are to be addressed to:

Bonnie Pinkerton, R.N.  
Department of Public Health and Addiction Services  
150 Washington Street  
Hartford, CT 06106

10. That legal notice shall be sufficient if sent to respondent's last known address of record reported to the Licensure and Registration Section of the Division of Medical Quality Assurance of the Department.
11. That she understands that this Prelicensure Consent Order may be considered as evidence of the above-admitted violations in any proceeding before the Connecticut Board of Examiners for Nursing in which her compliance with §20-99 of the General Statutes of Connecticut, as amended, is at issue.
12. That 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 her of any other rights that she may have under the laws of the State of Connecticut or of the United States.
13. That 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.

14. That this Preliminary Consent Order is effective when accepted and approved by a duly appointed agent of the Department.
15. That this Preliminary Consent Order is a matter of public record.
16. That respondent has consulted with an attorney prior to signing this Preliminary Consent Order.

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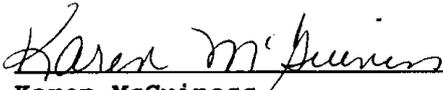
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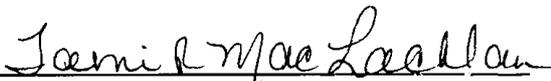
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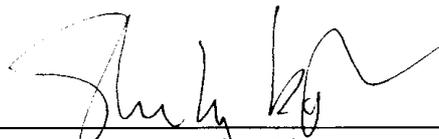
I, Karen McGuiness, have read the above Prelicensure Consent Order, and I agree to the terms and allegations set forth therein. I further declare the execution of this Prelicensure Consent Order to be my free act and deed.

  
\_\_\_\_\_  
Karen McGuiness

Subscribed and sworn to before me this 3<sup>rd</sup> day of February 1995.

  
\_\_\_\_\_  
Notary Public or person authorized  
by law to administer an oath or  
affirmation  
JAMIE R. MACLACHLAN  
NOTARY PUBLIC  
WEST VIRGINIA  
FEBRUARY 3, 1995

The above Prelicensure Consent Order having been presented to the duly appointed agent of the Commissioner of the Department of Public Health and Addiction Services on the 9<sup>th</sup> day of February 1995, it is hereby ordered and accepted.

  
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Stanley K. Peck, Director  
Division of Medical Quality Assurance

RAS:  
0386Q/35-40  
1/12/95



# STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH AND ADDICTION SERVICES

BUREAU OF HEALTH SYSTEM REGULATION

March 12, 1996

Ms. Karen McGuinness Fluhr  
197 Cotton Hollow Road  
South Glastonbury, Connecticut 06073

Re: Prelicensure Consent Orders

~~Petition No. 940527-12-001~~ ←

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~~Petition No. 940527-12-001~~

~~A.P.R.N. License No. 001084~~

Dear Ms. McGuinness-Fluhr:

Please accept this letter as notice that you have successfully completed the terms of your probation, effective March 8, 1996.

Notice will be sent to our License and Registration section to remove any restrictions from your licenses related to these Prelicensure Consent Orders.

Thank you very much for your cooperation in this process. Best of luck to you in the future.

Very truly yours,

Bonnie Pinkerton  
Nurse Consultant  
Medical Quality Assurance

BEP  
1902Q/56  
3/96

cc: Del Tommaso

Phone: TDD: 203-566-1279  
150 Washington Street — Hartford, CT 06106  
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