

CERTIFIED MAIL - RETURN RECEIPT REQUESTED NO. _____

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

In re: Lawrence Condon, N.H.A.

Petition No. 930316-36-003

CONSENT ORDER

WHEREAS, Lawrence Condon, N.H.A. (hereinafter "respondent") of Stratford, Connecticut has been issued license number 001246, to practice nursing home administration by the Department of Public Health and Addiction Services (hereinafter "the Department") pursuant to Chapter 368v of the General Statutes of Connecticut, as amended; and,

WHEREAS, the Department alleges as follows:

1. That during 1992, respondent was the licensed administrator of Waterford Health and Rehabilitation Center, in Waterford, Connecticut.
2. That in approximately May 1992, respondent was informed by Karen Parry, Assistant Director of Nursing Services, that a nurse aide told her that approximately one to two weeks before, a nurse aide had tied a sheet on a resident's bed from siderail to siderail and that it partially covered the resident's face.
3. That this incident constituted the "receipt of an allegation of abuse" under §19-13 D8t(g)(6) of the Regulations of Connecticut State Agencies (hereinafter "the Regulations").

4. That respondent did not timely comply with the investigation requirement of §19-13 D8t(g)(6) of the Regulations.
5. That by his actions in paragraph 4 above, respondent violated the provisions of §19a-517(b) of the General Statutes of Connecticut by failing to conform to the accepted standards of the nursing home administrator profession.

WHEREAS, Lawrence Condon, N.H.A., in consideration of this Consent Order, has chosen not to contest the above allegations at a hearing in front of a hearing officer. Lawrence Condon, N.H.A., does not admit to having violated any statute or regulation, including but not limited to §19a-517(b) of the Connecticut General Statutes. Lawrence Condon, N.H.A. further agrees that this Consent Order shall have the same effect as if ordered after a full hearing pursuant to Sections 19a-9, 19a-10, and 19a-517(b) of the General Statutes of Connecticut

NOW THEREFORE, pursuant to §19-17 and §19a-517(b) of the General Statutes of Connecticut, Lawrence Condon hereby stipulates and agrees to the following:

1. That he waives his right to a hearing on the merits of this matter.
2. That he shall comply with all state and federal statutes and regulations applicable to his licensure.
3. That he is assessed a \$300.00 civil penalty. Payment shall be made by certified or cashier's check payable to "Treasurer, State of Connecticut", and shall accompany this document upon execution by respondent.

4. That this Consent Order shall be admissible into evidence at any subsequent proceeding before the Department in which respondent's compliance with §19-517(b) of the General Statutes of Connecticut, as amended, is at issue.
5. 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, that said order is not subject to appeal or review under the provisions of Chapters 54 or 368a of the General Statutes of Connecticut, provided that this stipulation shall not deprive respondent of any other rights he may have under the laws of the State of Connecticut or of the United States.
6. That this 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.
7. That this Consent Order is effective upon execution by the last signatory to this document.
8. That this Consent Order is a matter of public record.
9. That he has consulted with an attorney prior to signing this document.

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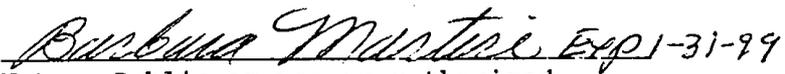
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I, Lawrence Condon, N.H.A., have read the above Consent Order, and I stipulate and agree to its terms as set forth therein. I further declare the execution of this Consent Order to be my free act and deed.



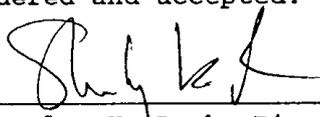
Lawrence Condon, N.H.A.

Subscribed and sworn to before me this 28th day of October 1994.



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

The above Consent Order having been presented to the duly appointed agency of the Commissioner of Public Health and Addiction Services on the 17th day of November 1994, it is hereby ordered and accepted.



Stanley K. Peck, Director
Division of Medical Quality Assurance

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