



STATE OF MAINE
 BOARD OF NURSING
 158 STATE HOUSE STATION
 AUGUSTA, MAINE
 04333-0158

PAUL R. LEPAGE
 GOVERNOR

KIM ESQUIBEL, PH.D., M.S.N., R.N.
 EXECUTIVE DIRECTOR

IN RE: JENNIFER J. BLAISDELL, LPN) INTERIM CONSENT AGREEMENT
 of South Berwick, Maine)
 License No. LPN12408)

Complaints 2017-116

INTRODUCTION

This document is an Interim Consent Agreement regarding Jennifer J. Blaisdell's license as a licensed practical nurse ("LPN") in the State of Maine. The parties to this Interim Consent Agreement are Jennifer J. Blaisdell ("Ms. Blaisdell"), the Maine State Board of Nursing ("the Board"), and the Office of the Attorney General, State of Maine. The parties enter this Interim Consent Agreement pursuant to 32 M.R.S. § 2105-A(1-A) and 10 M.R.S. § 8003(5).

FACTS

1. Ms. Blaisdell was first licensed to practice as an LPN in Maine on November 15, 2005.
2. On February 8, 2017, the New Hampshire Board of Nursing issued an Order of Emergency Suspension of Privilege to Practice, suspending Ms. Blaisdell's privilege to practice based on reports of falsified documentation and suspected drug diversion while employed by Dover Center for Health and Rehabilitation ("Dover Rehab"). Board staff docketed this information as Complaint 2017-166.
3. On February 16, 2017, the New Hampshire Board of Nursing held a hearing to consider the continued suspension of Ms. Blaisdell's privilege to practice. At the hearing, Ms. Blaisdell admitted that on January 19, 2017, while working at Dover Rehab, she pre-poured one Oxycodone 5mg tablet, placed it in the locked medication cart, and signed it out as given in the narcotics book for 2:00 p.m. On January 19, 2017, Ms. Blaisdell left Dover Rehab at 11:23 a.m. After considering the evidence, the New Hampshire Board of Nursing reinstated Ms. Blaisdell's privilege to practice nursing in New Hampshire but imposed a period of probation not to exceed three months based on her admitted misconduct.
4. In February 2017, Ms. Blaisdell began practicing nursing in Maine through Interim Health Care.
5. On May 17, 2017, Ms. Blaisdell was charged with two counts of Obtaining or Attempting to Obtain a Controlled Drug by Forgery of a Written Order and three counts of Obtaining or Attempting to Obtain a Controlled Drug by Fraud, Deceit, Misrepresentation, or Subterfuge in New Hampshire. The charges are based on the conduct underlying Complaint 2017-166.
6. The affidavit accompanying the New Hampshire warrant for Ms. Blaisdell's arrest contained additional information, including the following.
 - a. On January 19, 2017, at 6:00 a.m., Dover Rehab staff photocopied pages 206 and 207 of the narcotics book, which contained entries for patients M.H. and J.G. ("6:00 a.m. photocopies"). At 7:22 a.m., Ms. Blaisdell arrived at Dover Rehab for her shift. At or about 11:00 a.m., Dover Rehab staff again photocopied pages 206 and 207 of the narcotics book containing entries for patients M.H. and J.G. ("11:00 a.m. photocopies"). The 11:00 a.m. photocopies contained entries purportedly made by a nurse during her January 18, 2017 shift that did not appear on the 6:00 a.m. photocopies. The entries were for administration of Oxycodone 5mg. The nurse who purportedly made the entries had clocked out of Dover Rehab at 11:45 p.m. on January 18, 2017 and had not returned.



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- b. The 11:00 a.m. photocopy of page 207 included an entry documenting that Ms. Blaisdell administered one 5mg Oxycodone tablet to J.G. at 2:00 p.m. Ms. Blaisdell left the facility at 11:23 a.m. and this tablet could not be accounted for during the medication count.
7. Ms. Blaisdell acknowledges that if this information docketed as Complaint 2017-166 was presented to the Board, existing evidence could provide a basis for the Board to conclude that the continued licensure of Ms. Blaisdell as a nurse would place the health and physical safety of the public in immediate jeopardy and that waiting for a hearing to adjudicate the matter would fail to adequately respond to this known risk. Accordingly, the Board would have justification to immediately suspend Ms. Blaisdell's nursing license and set the matter for adjudicatory hearing pursuant to 5 M.R.S. § 10004(3).
8. Ms. Blaisdell desires to avoid a required adjudicatory hearing on any summary suspension ordered within 30 days of such action.
9. This Interim Consent Agreement has been negotiated to alleviate the need for the Board to consider whether to issue a summary suspension of licensure and hold an adjudicatory hearing within 30 days following the presentation of this matter to the Board, and to ensure the protection of the public. Absent acceptance of this Interim Consent Agreement by signing and dating it and returning it to the Maine State Board of Nursing on or before June 15, 2017, the Board will consider whether to issue a summary suspension of Ms. Blaisdell's license on June 16, 2017, and take whatever other action deemed necessary.

COVENANTS

10. Without admitting the facts as stated above, Ms. Blaisdell agrees to the **IMMEDIATE SUSPENSION** of her Maine LPN license upon the date of the final execution of this Agreement. The suspension shall remain in effect until such time as the Board takes final action regarding Complaint 2017-166.
11. The Board agrees to postpone the final adjudication of Complaint 2017-166 until the sooner of the following eventualities: a) the date the criminal proceedings in New Hampshire are resolved; or b) in accordance with the provisions of paragraph 11 of this Interim Consent Agreement.
12. Upon the request of either party to this Interim Consent Agreement and notice to the other party, the Board will schedule this matter for an adjudicatory hearing. The Board, however, will not, without the consent of Ms. Blaisdell, set the matter for an adjudicatory hearing sooner than thirty (30) days after notice under this paragraph to Ms. Blaisdell.
13. The effective date of this Interim Consent Agreement shall be the date on which the final signature is affixed to the Interim Consent Agreement.
14. Ms. Blaisdell agrees that her failure to comply with any of the terms or conditions of this Interim Consent Agreement shall constitute grounds to take additional adverse action against her license, including suspension or revocation.
15. Ms. Blaisdell waives her right to a hearing before the Board or any court regarding all findings, terms, restrictions, and conditions of this Interim Consent Agreement.
16. This Interim Consent Agreement is not appealable and is effective until or unless modified or terminated in writing by the parties hereto. Nothing in this paragraph shall be deemed a waiver of Ms. Blaisdell's rights under rule, statute, or the Maine or United States Constitutions to appeal a decision or action taken by the Board subsequent to the execution of this Interim Consent Agreement, including a revocation of her license or other disciplinary action, except as Ms. Blaisdell has agreed herein.
17. This Interim Consent Agreement is a public record within the meaning of Title 1, section 402, and will be available for inspection and copying if requested by the public pursuant to Title 1, section 408-A.

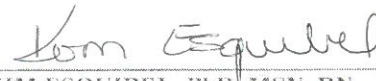
18. Ms. Blaisdell acknowledges by her signature hereto that she has read this Interim Consent Agreement, that she has had an opportunity to consult with an attorney before executing this Interim Consent Agreement, that she executed this Interim Consent Agreement of her own free will, and that she agrees to abide by all the terms and conditions set forth herein.

DATED: 6/7/17


LICEN~~SEE~~EE JENNIFER J. BLAISDELL, LPN


FOR THE MAINE STATE BOARD OF NURSING

DATED: 6/12/17


KIM ESQUIBEL, PhD, MSN, RN
Executive Director

FOR THE OFFICE OF THE ATTORNEY GENERAL

DATED: 6-16-17


LAUREN F. LAROCHELLE
Assistant Attorney General