



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

PAUL R. LEPAGE
 GOVERNOR

MYRA A. BROADWAY, J.D., M.S., R.N.
 EXECUTIVE DIRECTOR

IN RE: ANDREW L. PRATT, R.N.
 of Augusta, Maine
 License No. R024004

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CONSENT AGREEMENT
 FOR
 WARNING

INTRODUCTION

This document is a Consent Agreement (“Agreement”) regarding Andrew L. Pratt’s license to practice as a registered professional nurse (“RN”) in the State of Maine. The Parties to this Agreement are Andrew L. Pratt (“Licensee” or “Mr. Pratt”), Maine State Board of Nursing (“Board”) and the Office of the Attorney General, State of Maine. The Parties met in an informal conference on October 20, 2011 and reached this Agreement on the basis of 1) a Board Complaint dated February 8, 2011, with an attached Provider Report from The John F. Murphy Homes, Inc. (“JFM”) dated January 12, 2011, which includes supplemental information dated January 26, 2011; and 2) patient medical records and a “timeline of events” received March 21, 2011 from the Director of Nursing at JFM. The Parties enter into this Agreement pursuant to 32 M.R.S. § 2105-A-(1-A) (A) and 10 M.R.S. § 8003(5) (B).

FACTS

1. Andrew L. Pratt has been a registered professional nurse licensed to practice in Maine since July 21, 2009.
2. Mr. Pratt was terminated from JFM on January 3, 2011 for substandard nursing practice consisting of: 1) failing to document his assessment of a patient’s wound; 2) failing to transcribe 20 of a patient’s 24 medications and completing the documentation necessary to reconcile the patient’s administered medications and medications ordered to be discontinued; 3) failing to document and complete a patient’s herpes treatment; and 4) failing to properly apply suction apparatus that was administered to a patient. There was no documented patient harm pertaining to Items 2 and 4.
3. Andrew L. Pratt has agreed to resolve this matter by entering into this Agreement and waives his right to a hearing.

AGREEMENT

4. Andrew L. Pratt acknowledges that the Board has evidence from which it could conclude there is a violation of Title 32 M.R.S. § 2105-A (2) (E) (2), (2) (H) and Chapter 4.1.A.5.b., 4.1.A.8. and Chapter 4.3.F of the Rules and Regulations of the Maine State Board of Nursing. Andrew L. Pratt acknowledges that this conduct in the above-stated facts constitutes grounds for discipline. Mr. Pratt is hereby formally **WARNED** for these violations. Specifically, the violations are:

Title 32 M.R.S. §§:

- a. 2105-A (2) (E) (2). Mr. Pratt engaged in conduct that evidences a lack of knowledge or inability to apply principles or skills to carry out the practice for which he is licensed. See: Rule Chapter 4, Section 1.A.5.b.
- b. 2105-A (2) (H). A violation of this chapter or a rule adopted by the Board. See: Rule Chapter 4, Section 1.A.8.

Chapter 4, Section 3. Unprofessional Conduct as defined by the Rules and Regulations of the Maine State Board of Nursing in Chapter 4, Section 3, describes “Nursing behavior which fails to conform to legal standards of the nursing profession, and which could reflect adversely on the health and welfare of the public shall constitute unprofessional conduct. . . ,” which includes Section 3(F). Mr. Pratt failed to follow policies and procedures designed to safeguard patients at JFM.

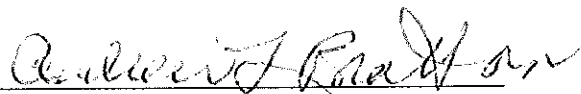


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5. The State of Maine is a "Party state" that has adopted the Nurse Licensure Compact ("Compact"), which is set out in Chapter 11 of the Rules and Regulations of the Maine State Board of Nursing. The State of Maine is Mr. Pratt's "Home state" of licensure and primary state of residence, which means that he has declared the State of Maine as his fixed permanent and principle home for legal purposes; his domicile. Other Party states in the Compact are referred to as "Remote states," which means Party states other than the Home state that have adopted the Compact. Mr. Pratt understands this document is an Agreement that is subject to the Compact.
6. Andrew L. Pratt understands that he does not have to execute this Agreement and has the right to consult with an attorney before entering into the Agreement.
7. Modification of this Agreement must be in writing and signed by all the Parties.
8. This Agreement is not subject to review or appeal by Mr. Pratt.
9. This Agreement is a public record within the meaning of 1 M.R.S. § 402 and will be available for inspection and copying by the public pursuant to 1 M.R.S. § 408.
10. This Agreement becomes effective upon the date of the last necessary signature below.

I, ANDREW L. PRATT, RN, HAVE READ AND UNDERSTAND THE FOREGOING CONSENT AGREEMENT. I UNDERSTAND THE EFFECT IT WILL HAVE ON MY PRACTICE AS A REGISTERED PROFESSIONAL NURSE. I UNDERSTAND THAT BY SIGNING IT, I WAIVE CERTAIN RIGHTS. I SIGN IT VOLUNTARILY, KNOWINGLY, AND INTELLIGENTLY AND AGREE TO BE BOUND BY THIS AGREEMENT. I UNDERSTAND THAT THIS CONSENT AGREEMENT CONTAINS THE ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY KIND.

DATED: 2/13/12



ANDREW L. PRATT, RN

DATED: 2/14/12


ROGER KATZ, ESQ.
Attorney for Andrew L. Pratt, RN

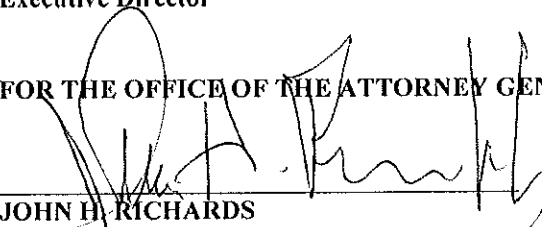
FOR THE MAINE STATE BOARD OF NURSING

DATED: 2/18/12


MYRA A. BROADWAY, J.D., M.S., R.N.
Executive Director

FOR THE OFFICE OF THE ATTORNEY GENERAL

DATED: 2/23/12


JOHN H. RICHARDS
Assistant Attorney General