



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

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

IN RE: MARY E. SAMOYEDNY, L.P.N.)
 of Portland, Maine) **CONSENT AGREEMENT**
 License #P007731) **FOR WARNING**

INTRODUCTION

This document is a Consent Agreement regarding Mary E. Samoyedny's license to practice practical nursing in the State of Maine. The parties enter into this Agreement pursuant to 10 M.R.S.A. § 8003(5)(A-1)(1), § 8003(5)(B) and 32 M.R.S.A. § 2105-A(1-A)(A). The parties to this Consent Agreement are Mary E. Samoyedny ("Licensee"), Maine State Board of Nursing ("Board") and the Office of the Attorney General, State of Maine. An informal conference was held on July 30, 2003. The parties reached this Agreement on the basis of information submitted Gorham House by letter and supporting documentation dated January 17, 2003 and January 28, 2003.

FACTS

1. Mary E. Samoyedny was licensed to practice as a practical nurse in 1982.
2. Mary E. Samoyedny admits that she inappropriately delegated to a CNA the task of delivering a medication to a patient.
3. Mary E. Samoyedny admits that she left medication at the bedside of a patient rather than staying to see the patient take the medication, which could potentially put other patients at risk.
4. Mary E. Samoyedny admits she administered Jevity to a patient without checking the order. Ms. Samoyedny failed to warn a patient that medication was in the patient's food and failed to appreciate that the patient has a right to refuse medication.

AGREEMENT

5. Mary E. Samoyedny agrees and understands that her conduct based upon the above stated facts constitutes grounds for discipline under Title 32 M.R.S.A. § 2105-A(2)(F), (2)(H) and Chapter 4.1.A.6. and Chapter 4.3.F. Mary E. Samoyedny is hereby **WARNED** for unprofessional conduct and for failing to take appropriate action or follow policies and procedures in a practice situation designed to safeguard the patient.
6. Mary E. Samoyedny understands that this Consent Agreement imposes discipline regarding her license to practice practical nursing in the State of Maine. Ms. Samoyedny



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OFFICES LOCATED AT: 24 STONE ST., AUGUSTA, ME.

TDD: (207) 287-1151

PHONE: (207) 287-1133

FAX: (207) 287-1149

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understands that she does not have to execute this Consent Agreement and that she has the right to consult with an attorney before entering into this Consent Agreement.

7. Mary E. Samoyedny affirms that she executes this Consent Agreement of her own free will.
8. Modification of this Consent Agreement must be in writing and signed by all the parties.
9. This Consent Agreement is not subject to review or appeal by the Licensee, but may be enforced by an action in the Superior Court.
10. This Consent Agreement becomes effective upon the date of the last necessary signature below.

I, MARY E. SAMOYEDNY, L.P.N., HAVE READ AND UNDERSTAND THE FOREGOING CONSENT AGREEMENT. I UNDERSTAND THAT BY SIGNING IT, I WAIVE CERTAIN RIGHTS. I SIGN IT VOLUNTARILY, WITHOUT ANY THREAT OR PROMISE. I UNDERSTAND THAT THIS CONSENT AGREEMENT CONTAINS THE ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY KIND.

DATED: 09/11/03

Mary E. Samoyedny, LPN
MARY E. SAMOYEDNY, L.P.N.

DATED: 09/11/03

Janet E. Michael, RN, MS, JD.
JANET E. MICHAEL, ESQ.
Attorney for Mary E. Samoyedny

FOR THE MAINE STATE
BOARD OF NURSING

DATED: Sept 15, 2003

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

FOR THE OFFICE OF THE
ATTORNEY GENERAL

DATED: Sept. 18, 2003

John H. Richards
JOHN H. RICHARDS
Assistant Attorney General