



Paul R. LePage
GOVERNOR

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

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

IN RE: YVONNE BRAUN
of Windham, ME
License RN37869

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CONSENT AGREEMENT
FOR
WARNING & FINE

Complaint 2013-190

INTRODUCTION

Pursuant to Title 32, Chapter 31, the Maine State Legislature endowed the Board with the power and duty to regulate the practice of nurses licensed by the Board, including issuing licenses and investigating complaints. Pursuant to 10 M.R.S. §8008, the Legislature provided that the sole purpose of the Board is to "protect the public health and welfare" and that "other goals or objectives may not supersede this purpose."

This document is a Consent Agreement ("Agreement") regarding Yvonne Braun's license as a registered professional nurse ("RN") in the State of Maine. The parties to this Agreement are Yvonne Braun ("Licensee"), the Maine State Board of Nursing ("the Board"), and the Office of the Attorney General, State of Maine. The Board met with Licensee in an informal conference on December 5, 2013. The parties enter into this Agreement pursuant to 32 M.R.S. §2105-A (1-A)(A), 10 M.R.S. §8003 (5)(A-1)(3), 10 M.R.S. §8003 (5)(A-1)(1) and 8003 (5)(B) in order to resolve Complaint 2013-190.

FACTS

1. Licensee was first licensed to practice as an RN in Maine on July 27, 1994; said license lapsed on October 27, 2007 due to her failure to renew.
2. Licensee continued to provide nursing services as a private duty nurse after the lapse. Licensee had been providing nursing services to this individual since 2002.
3. In October of 2013, subsequent to discussion with peers, the Licensee researched the status of her license via the Board's web site and found that her license had lapsed.
4. Licensee immediately self-reported her continued practice of nursing since the lapse to the Board.
5. Licensee also sought reinstatement of her license and submitted the required filings.
6. On October 4, 2013, the Board initiated a complaint against the Licensee for continuing to work as a nurse without a license.
7. On October 11, 2013, the Board received Licensee's written response to the Notice of Complaint.
8. On December 5, 2013, the Board held an informal conference with Licensee regarding Complaint 2013-190. Following the informal conference, the Board voted to offer Licensee a consent agreement.
9. This Agreement is being offered in order to resolve Complaint 2013-190 without further proceedings. Absent Licensee's acceptance of this Agreement by signing, dating, and returning it to the Maine State Board of Nursing, 158 State House Station, Augusta, Maine 04333-0158 **on or before February 14, 2014**, the Board will take further action. In the absence of an agreement on Complaint 2013-190, the Board could impose,



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OFFICES LOCATED AT: 161 CAPITOL ST., AUGUSTA, ME
<http://www.maine.gov/boardofnursing/>

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to adjudicatory proceedings, greater adverse action on this matter including fines, suspension or revocation of Licensee's license.

AGREEMENT

10. Licensee admits to the Facts as stated above and admits that such conduct constitutes grounds for the Board to impose discipline against her Maine nursing license under the following laws and regulations:

32 M.R.S. §2105-A (2) (H) for violation of a rule adopted by the Board; and

Board Rules Chapter 4 §2(A)(3) for practicing as an RN while no longer being licensed to do so.

11. As discipline for the violations admitted to in paragraph 10 above, Licensee agrees that she will receive a **WARNING** and a **FINE of \$500.00** related to the above stated conduct.

12. Licensee's license will not be reinstated until this Agreement is fully executed and the required fine is paid to the Board.

13. Licensee waives her right to an adjudicatory hearing before the Board or any court regarding all facts, terms and conditions of this Agreement. Licensee agrees that this Agreement is a final order resolving Complaint 2013-190.

14. The Board and the Attorney General may communicate and cooperate regarding Licensee's practice or any other matter relating to this Agreement.

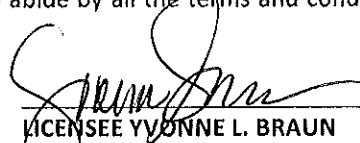
15. This Agreement is a public record within the meaning of 1 M.R.S. §402 and will be available for inspection and copying by the public pursuant to 1 M.R.S. §408-A.

16. Nothing in this Agreement shall be construed to affect any right or interest of any person not a party hereto.

17. For the purposes of this Agreement, the term "execution" means that date on which the final signature is affixed to this Agreement.


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

DATED: 01/15/2014



LICENSEE YVONNE L. BRAUN
FOR THE MAINE STATE BOARD OF NURSING

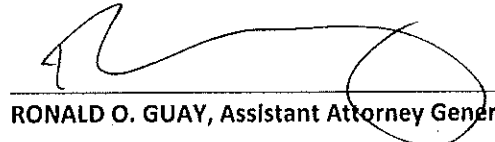
DATED: 1/21/14



MYRA A. BROADWAY, JD, MS, RN
Executive Director

FOR THE OFFICE OF THE ATTORNEY GENERAL

DATED: 1/22/14



RONALD O. GUAY, Assistant Attorney General