

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK COUNTY

BOARD OF REGISTRATION IN NURSING

_____)
 In the Matter of)
 KENNETH S. TEMPLE)
 License No. RN 275730.)
 Expired: 09/14/14)
 _____)

Docket No. NUR-2014-0021

CONSENT AGREEMENT FOR SURRENDER

The Massachusetts Board of Registration in Nursing (Board) and KENNETH S. TEMPLE (Licensee), a Registered Nurse (RN) licensed by the Board, License No. 275730, do hereby stipulate and agree that the following information shall be entered into and become a permanent part of the Licensee's record maintained by the Board:

1. The Licensee acknowledges that a complaint has been filed with the Board against his Massachusetts Registered Nurse license (license¹) related to the conduct set forth in paragraph 2, identified as Docket No. NUR-2014-0021 (the Complaint).
2. The Licensee admits that while employed as a Registered Nurse at Nizhoni Health Systems in Somerville, MA, from on or about 2012 to 2014, he engaged in behavior constituting serious boundary violations with two (2) different patients, as set forth in the instant Complaint and related First Amended Order to Show Cause. The Licensee acknowledges that his conduct constitutes failure to comply with the Board's Standards of Conduct at 244 Code of Massachusetts Regulations (CMR) 9.03 (5), (6), (9), (10), (12), (17), (21), (24), (25), (44), and (47); the Licensee further acknowledges that if this matter were to proceed to hearing, the Board could find that his conduct constitutes failure to comply with 244 CMR 9.03 (15), (23), (32), (35), (37), (38), and (39); and the Licensee acknowledges that said conduct warrants disciplinary action by the Board under Massachusetts General Laws (G.L.) Chapter 112, section 61 and Board regulations at 244 CMR 7.04, Disciplinary Actions.
3. The Licensee agrees to **SURRENDER** his nursing license, and right to renew said license, **permanently and irrevocably, giving up any and all rights to renew and to petition the Board for reinstatement of his license**, commencing with the date on which the Board signs this Agreement (Effective Date).
4. The Licensee agrees that he will not practice as a Registered Nurse in Massachusetts from the Effective Date unless and until the Board reinstates his license.²

¹ The term "license" applies to both a current license and the right to renew an expired license.

² The Licensee understands that practice as a Registered Nurse includes, but is not limited to, seeking and/or accepting a paid or voluntary position as a Registered Nurse, or a paid or voluntary position requiring that the applicant hold a current Registered Nurse license. The Licensee further understands that if he accepts a voluntary or paid position as a Registered Nurse, or engages in any practice of nursing after the Effective Date and before the Board formally

5. The Board agrees that in return for the Licensee's execution of this Consent Agreement for Surrender (Surrender Agreement) it will not advance the prosecution of the Complaint.
6. The Licensee understands that he has a right to formal adjudicatory hearing concerning the allegations against him and that during said adjudication he would possess the right to confront and cross-examine witnesses, to call witnesses, to present evidence, to testify on his own behalf, to contest the allegations, to present oral argument, to appeal to the courts, and all other rights as set forth in the Massachusetts Administrative Procedures Act, G.L. c. 30A, and the Standard Adjudicatory Rules of Practice and Procedure, 801 CMR 1.01 *et seq.* The Licensee further understands that by executing this Surrender Agreement he is knowingly and voluntarily waiving his right to a formal adjudication of the Complaint.
7. The Licensee acknowledges that he has been represented by legal counsel in connection with the Complaint and this Surrender Agreement.
8. The Licensee acknowledges that after the Effective Date, the Surrender Agreement constitutes a public record of disciplinary action by the Board. The Board may forward a copy of this Surrender Agreement to other licensing boards, law enforcement entities, and other individuals or entities as required or permitted by law.
9. The Licensee certifies that he has read this Surrender Agreement. The Licensee understands and agrees that entering into this Surrender Agreement is a final act and not subject to reconsideration, appeal, or judicial review.

Sam Perry 2/18/16
Witness (sign and date)

K. Temple 2/18/16
KENNETH S. TEMPLE
Licensee (sign and date)

Schroze Pettigrew 2-18-16
Witness (print name)

[Signature]
Lorena M. Silva, MSN-L. MBA, DNP, RN
Executive Director
Board of Registration in Nursing

March 1, 2016
Effective Date of Surrender Agreement

Fully Signed Surrender Agreement Sent to Licensee on March 1, 2016
by Certified Mail No. 7015 1520 0002 8254 5333

reinstates his license, evidence of such practice shall be grounds for the Board's referral of any such unlicensed practice to the appropriate law enforcement authorities for prosecution, as set forth in G.L. c. 112, §§ 65 and 80
Temple, Kenneth
NUR-2014-0021
RN275730

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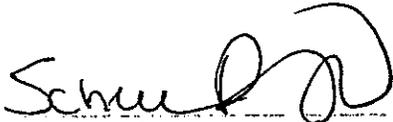
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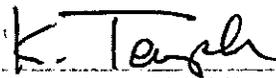
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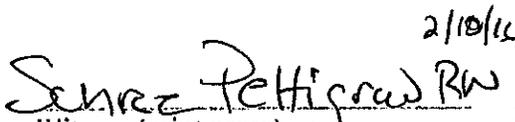
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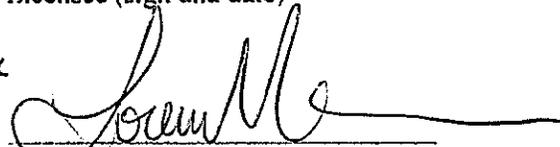
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 Witness (sign and date)

 2/18/16
 KENNETH S. TEMPLE
 Licensee (sign and date)

 2/10/16
 Witness (print name)


 Lorena M. Silva, MSN-L, MBA, DNP, RN
 Executive Director
 Board of Registration in Nursing

March 1, 2016
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