



The Commonwealth of Massachusetts
Executive Office of Health and Human Services
Department of Public Health
250 Washington Street, Boston, MA 02108-4619
617-624-6000 | mass.gov/dph

Maura T. Healey
Governor

Kimberley Driscoll
Lieutenant Governor

Kiame Mahaniah, MD, MBA
Secretary

Robert Goldstein, MD, PhD
Commissioner

September 18, 2025

Via Email

William D. Saltzman, Esq.
Koufman Law Group, LLC
88 Board Street, Suite 402
Boston, MA 02110
ws@klgboston.com

Re: In the Matter of Jessica Rumery
Docket No. NUR-2020-0067
License No. RN2321088 (Exp.)

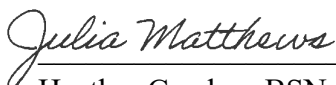
Dear Attorney Saltzman:

Enclosed please find Ruling on Objections and Final Decision and Order after Sanction Hearing issued by the Board of Registration in Nursing ("Board") on September 18, 2025 and **effective September 28, 2025**. This constitutes full and final disposition of the above-referenced Complaint, as well as the final agency action of the Board.

Please note that as of the effective date, a **reprimand** will be applied to Ms. Rumery's license.

You may contact Meghan Bresnahan, Board Counsel, at Meghan.bresnahan@mass.gov with any questions that you may have concerning this matter.

Sincerely,

 on behalf of
Heather Cambra, BSN, RN, JD
Executive Director
Board of Registration in Nursing

Encl.

cc: Diane Barry, Esq, Administrative Magistrate
Nadine Stille, Esq., Prosecuting Counsel

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK COUNTY

BOARD OF REGISTRATION IN
NURSING

Board of Registration in Nursing,
Petitioner

v.

JESSICA RUMERY
License No. RN2321088 (Exp.)
License Expired 06/16/2020
Respondent

Docket No. NUR-2020-0067

**RULING ON RESPONDENT'S OBJECTIONS TO
TENTATIVE DECISION AFTER SANCTION HEARING PROCESS**

Procedural History

On December 8, 2022, the Board of Registration in Nursing ("Board") issued and duly served on Jessica Rumery ("Respondent"), a Registered Nurse ("RN") an Order to Show Cause ("OTSC") on why it should not take action against her license and right to renew. On January 23, 2023, Respondent filed an Answer and Request for Hearing.

On March 18, 2024, Administrative Magistrate Nancy Rothstein issued a Ruling on Petitioner's Motion for Summary Decision ("Ruling on Motion for Summary Decision") wherein she set out material facts and conclusions of law and ruled in Petitioner's favor. The Ruling on Motion for Summary Decision is attached hereto and incorporated herein by reference. On March 7, 2024, Respondent filed a Demand for Sanction Hearing. A sanction hearing was held via video conference on September 12, 2024 before Administrative Magistrate Diane Barry. Counsel for Petitioner and Counsel for Respondent were both present.

On June 4, 2025, Administrative Magistrate Barry issued a Tentative Decision After Sanction Hearing Process ("Tentative Decision"). On July 7, 2025, Respondent submitted Objections to the Tentative Decision After Sanction Hearing Process ("Respondent's Objections").

The Board is not required to address objections or provide a specific response for rejecting the objections. See *Arthurs vs. Board of Registration in Medicine*, 383 Mass. 299, 315-316 (1981) and *Weinberg vs. Board of Registration in Medicine*, 443 Mass. 679, 687 (2005). A reviewing court “must accept the factual determinations made by the agency” if they are supported by substantial evidence. *McGuinness v. Department of Correction*, 465 Mass. 600, 668 (2013), citing *School Comm. of Boston v. Board of Educ.*, 363 Mass. 125, 128 (1973). “Substantial evidence means such evidence as a reasonable mind might accept as adequate to support a conclusion.” M.G.L. c. 30A, § 1(6); *Arthurs*, 383 Mass at 304. Additionally, pursuant to 801 CMR 1.01 (11)(c)(2) “the Agency may not reject a Presiding Officer’s tentative determination of credibility of witnesses personally appearing.”

Analysis

Respondent objects to the Tentative Decision on the grounds that it (1) fails to include credibility determinations; (2) fails to include findings of fact or rulings of law pertinent to the determination of a sanction; and (3) fails to recommend a disposition consistent with the facts and law. Respondent asserts that without these elements, the Board cannot issue a final decision on the record and must remand the matter to the Administrative Magistrate for a revised Tentative Decision. The Board has carefully reviewed and considered Respondent’s written objections to the Tentative Decision and finds them without merit.

First, credibility of witnesses is not at issue in this matter. The underlying conduct giving rise to discipline is not disputed. The sanction phase did not turn on disputed testimony or witness demeanor, but rather on undisputed documentary evidence, the fact of out-of-state discipline, and argument as to the appropriate sanction. Accordingly, no credibility determinations are necessary for resolution.

Second, material facts and conclusions of law were set forth in the Board’s Ruling on Motion for Summary Decision, which established that Respondent’s conduct in Colorado subjects her to discipline in Massachusetts. Those material facts and conclusions of law were incorporated by reference into the Tentative Decision. Because liability and the legal basis for discipline have already been determined, no additional legal rulings are required for the Board to impose sanction.

Third, no additional findings of fact are required. The pertinent facts are: (1) Respondent was disciplined in Colorado; (2) Respondent successfully completed the terms of her Colorado Peer Assistance Program contract; and (3) Respondent's Colorado license is presently in good standing without restriction. These facts are undisputed and sufficient to support the Board's final decision. While the Tentative Decision did not expressly propose a sanction, it summarized the evidence, procedural history, and the parties' positions. The Tentative Decision, read together with the Board's prior summary decision ruling, contains all facts and conclusions of law necessary for the board to determine an appropriate disposition.

Conclusion

For the reasons stated above, the Board declines to remand the matter to the Administrative Magistrate for a revised Tentative Decision and accepts the Tentative Decision as written.

The Board voted to adopt this **Ruling on Respondent's Objections to Tentative**

Decision After Sanction at its meeting held on September 10, 2025, by the following vote:

<i>In favor:</i>	<i>A. Alley, MSN, RN, S. Abshir, LPN, K. Crowley, DNP, RN, A. Joseph, MD, RN, D. Nikias, BSN, RN, K. Pelletier, ADN, RN, R. Reynolds, PhD, MSN, RN, K. Sanclemente, BSN, RN, R. Sesay, ASN, RN, H. Underwood, LPN</i>
<i>Opposed:</i>	<i>None</i>
<i>Abstained:</i>	<i>None</i>
<i>Recused:</i>	<i>None</i>
<i>Absent:</i>	<i>K.A. Barnes, JD, RPh, L. Kelly, DNP, CNP, RN, L. Keough, PhD, CNP</i>

Board of Registration in Nursing,

Julia Matthews on behalf of
Heather Cambra, BSN, RN, JD

Executive Director
Board of Registration in Nursing

Date Issued: September 18, 2025

Notified:

VIA EMAIL

William D. Saltzman, Esq.
Koufman Law Group, LLC
88 Board Street, Suite 402
Boston, MA 02110
ws@klgboston.com

INTEROFFICE DELIVERY VIA SHARED DRIVE

Nadine Stille, Esq.
Prosecuting Counsel
Department of Public Health
Office of General Counsel
250 Washington Street, 2nd Floor
Boston, MA 02108

Diane Barry, Esq.
Administrative Magistrate
Office of General Counsel
250 Washington Street, 2nd Floor
Boston, MA 02108

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK COUNTY

BOARD OF REGISTRATION
IN NURSING

_____)
Board of Registration in Nursing,)
Petitioner)
)
v.)
)
JESSICA RUMERY)
License No. RN2321088 (Exp.))
License Expired 06/16/2020)
Respondent)
_____)

Docket No. NUR-2020-0067

FINAL DECISION AND ORDER AFTER SANCTION HEARING

PROCEDURAL HISTORY

On December 8, 2022, the Board of Registration in Nursing (“Board”) issued and duly served on Jessica Rumery (“Respondent”), a Registered Nurse (“RN”) an Order to Show Cause (“OTSC”) on why it should not take action against her license and right to renew. On January 23, 2023, Respondent filed an Answer and Request for Hearing.

On March 18, 2024, Administrative Magistrate Nancy Rothstein issued a Ruling on Petitioner’s Motion for Summary Decision (“Ruling on Motion for Summary Decision”) wherein she set out material facts and conclusions of law and ruled in Petitioner's favor. The Ruling on Motion for Summary Decision is attached hereto and incorporated herein by reference. On March 7, 2024, Respondent filed a Demand for Sanction Hearing. A sanction hearing was held via video conference on September 12, 2024 before Administrative Magistrate Diane Barry. Counsel for Petitioner and Counsel for Respondent were both present.

On June 4, 2025, Administrative Magistrate Barry issued a Tentative Decision After Sanction Hearing Process (“Tentative Decision”). On July 7, 2025, Respondent submitted Objections to the Tentative Decision After Sanction Hearing Process

(“Respondent’s Objections”). The Board has reviewed and carefully considered the Tentative Decision and Respondent’s Objections. For the reasons set forth in the Board’s Ruling on Respondent’s Objections to the Tentative Decision, the Board adopts the Tentative Decision in full, including all findings of fact, conclusions of law and discussion contained therein, as the Board’s Final Decision.

DISCUSSION

The Board is charged with protecting the public health, safety, and welfare and, to this end, the Board has broad authority to regulate the conduct of nursing professionals including the ability to sanction professionals for conduct that undermines public confidence in the integrity of the profession. *See Kvitka v. Board of Registration in Medicine*, 407 Mass. 140 cert. denied, 498 U.S. 823 (1990); *Raymond v. Board of Registration in Medicine*, 387 Mass. 708, 713 (1982).

As outlined in the Tentative Decision and not in dispute by the Parties, Respondent entered into a written agreement with the Colorado Board of Nursing (“Colorado Board”) entitled Stipulation and Final Agency Order – In the Matter of Disciplinary Proceedings Regarding the License to Practice Professional Nursing in the State of Colorado of Jessica Danielle Rumery, RN, License No. RN.202819 (“Colorado S&O”). As stated in the Board’s Ruling on Motion for Summary Decision, Respondent’s conduct in Colorado subjects her to discipline in Massachusetts.

Per the terms of the Colorado S&O, Respondent agreed to participate in the Colorado Peer Assistance Program (“Colorado PAS”) for a minimum of three years and to release to the Colorado Board records involving Respondent’s participation, including alcohol and drug treatment records. Respondent successfully completed all terms of her Rehabilitation Contract and, on October 30, 2023, Colorado PAS determined she had satisfied all requirements. As a result, the Colorado Board restored Respondent’s license to full, unrestricted status. Since that time, Respondent has practiced without incident in Colorado and has had no further disciplinary actions against her license in Colorado or in any other jurisdiction.

While Petitioner contends that a suspension is appropriate and consistent with Board precedent in Massachusetts and cites cases to support this position, those cases are distinguishable from the present matter. In each, the licensee either engaged in misconduct within Massachusetts, or, where the conduct occurred out of state, remained subject to ongoing restrictions in that jurisdiction, had not demonstrated successful completion of required monitoring or treatment, or otherwise presented continuing concerns for public safety. By contrast, Respondent has satisfied all obligations imposed by the Colorado Board, completed her rehabilitation contract, and returned to unrestricted practice in Colorado as of October 30, 2023.

The Board further considers that the underlying conduct occurred in Colorado, that Respondent is a resident of Colorado, and that she does not intend to return to Massachusetts to practice nursing. Consequently, there is no present risk to the public health, safety, or welfare in Massachusetts.

Nevertheless, the Board has an obligation to ensure that its licensing records accurately reflect discipline imposed by another state, both to safeguard public confidence and to maintain transparency across jurisdictions. Reciprocal discipline in this context is not intended to punish Respondent for conduct already addressed by Colorado, but to protect the public by ensuring the Massachusetts license record reflects the Colorado discipline.

Accordingly, the Board finds that a reprimand is an appropriate and proportionate sanction. A reprimand adequately protects the public interest by noting Respondent's out-of-state discipline on her Massachusetts license record, while recognizing that the Colorado Board has already remediated the conduct and determined that Respondent is safe to practice.

The Board voted to adopt the within **Final Decision** at its meeting held on September 10, 2025, by the following vote:

In favor: *A. Alley, MSN, RN, S. Abshir, LPN, K. Crowley, DNP, RN, A. Joseph, MD, RN, D. Nikitas, BSN, RN, K. Pelletier, ADN, RN, R.*

*Reynolds, PhD, MSN, RN, K. Sanclemente, BSN, RN, R. Sesay,
ASN, RN, H. Underwood, LPN*

Opposed: None

Abstained: None

Recused: None

*Absent: K.A. Barnes, JD, RPh, L. Kelly, DNP, CNP, RN, L. Keough, PhD,
CNP*

ORDER

The Board has reviewed and carefully considered the Tentative Decision. Based on the rationale of the Final Decision outlined above, the Board hereby imposes a **REPRIMAND** on Respondent's nursing license, RN2321088.

The Board voted to adopt the within **Final Order** at its meeting held on September 10, 2025, by the following vote:

*In favor: A. Alley, MSN, RN, S. Abshir, LPN, K. Crowley, DNP, RN, A.
Joseph, MD, RN, D. Nikitas, BSN, RN, K. Pelletier, ADN, RN, R.
Reynolds, PhD, MSN, RN, K. Sanclemente, BSN, RN, R. Sesay,
ASN, RN, H. Underwood, LPN*

Opposed: None

Abstained: None

Recused: None

*Absent: K.A. Barnes, JD, RPh, L. Kelly, DNP, CNP, RN, L. Keough, PhD,
CNP*

EFFECTIVE DATE OF ORDER

This Final Decision and Order becomes effective upon the tenth (10th) day from the date issued (see "Date Issued" below).

RIGHT TO APPEAL

Respondent is hereby notified of the right to appeal this Final Decision and Order to the Superior Court for Suffolk County or the county where Respondent resides pursuant to M.G.L. c. 30A, § 14, within thirty (30) days of receipt of notice of this Final Decision and Order.

Board of Registration in Nursing,

 on behalf of
Heather Cambra, BSN, RN, JD
Executive Director
Board of Registration in Nursing

Date Issued: September 18, 2025

Notified:

VIA EMAIL

William D. Saltzman, Esq.
Koufman Law Group, LLC
88 Board Street, Suite 402
Boston, MA 02110
ws@klgboston.com

INTEROFFICE DELIVERY VIA SHARED DRIVE

Nadine Stille, Esq.
Prosecuting Counsel
Department of Public Health
Office of General Counsel
250 Washington Street, 2nd Floor
Boston, MA 02108

Diane Barry, Esq.
Administrative Magistrate
Office of General Counsel
250 Washington Street, 2nd Floor
Boston, MA 02108

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK COUNTY

BOARD OF REGISTRATION
IN NURSING

	)	
Board of Registration in Nursing,	)	
Petitioner,	)	
	)	
v.	)	Docket Number NUR-2020-0067
	)	
Jessica Rumery,	)	
RN License No. RN2321088,	)	
License Expired 6/16/2020,	)	
Respondent	)	
	)	

ORDER TO SHOW CAUSE

Jessica Rumery, you are ordered to appear and show cause why the Massachusetts Board of Registration in Nursing (Board) should not suspend, revoke, or otherwise take action against your license to practice as a Registered Nurse in the Commonwealth of Massachusetts, License Number RN2321088, or your right to renew such license, pursuant to Massachusetts General Laws (G. L.) Chapter 112, § 61 and the Code of Massachusetts Regulations (CMR), including Title 244 CMR Section 3.00, *et seq.*, based upon the following facts and allegations:

1. On or about December 13, 2017, the Board issued you a license to engage in the practice of nursing as a Registered Nurse (RN) in Massachusetts, License Number RN2321088. This license expired on or about June 16, 2020.
2. On or about November 16, 2011, the Colorado State Board of Nursing issued you a license to engage in the practice of nursing as a RN in Colorado, License Number RN202819. This license expires on or about September 30, 2023.
3. On or about January 29, 2020, while working as a RN at Littleton Adventist Hospital (LAH) in Colorado, you administered 1 mg of Ativan to a patient from a 2 mg vial.
4. Among other things, you were required to administer 1 mg of Ativan to the patient and to waste the remaining 1 mg of Ativan.
5. You failed to appropriately waste the remaining 1 mg of Ativan.
6. Your failure to appropriately waste the 1 mg of Ativan violated LAH's policies and/or procedures, including its Controlled Substances Policy, which requires all controlled substances to be witnessed and disposed of in an appropriate container.

7. Your failure to appropriately waste the 1 mg of Ativan violated one or more authorities of the Colorado State Board of Nursing.
8. On or about January 30, 2020, you self-reported to one or more employees at LAH, including the clinical nurse manager, that you had not wasted 1 mg of Ativan from your shift the day before.
9. Among other things, when asked why you had not done so, you stated that there was no one available to witness the waste at that time.
10. Among other things, you were asked to take a drug test on January 30, 2020.
11. Among other things, you refused to take a drug test at that time.
12. [REDACTED]
13. Among other things, LAH terminated your employment as a result of this incident.
14. The Colorado State Board of Nursing initiated legal action against you as a result of this incident.
15. On or about February 20, 2020, you signed an agreement with the Colorado State Board of Nursing agreeing not to practice as a RN in Colorado and agreeing not to perform any act requiring a license by said Board, pending further evaluation and investigation of the above-referenced incident.
16. On or about May 18, 2020, through your attorney, you stated, in writing to the Colorado State Board of Nursing, that you “made an isolated and regrettable error during [your] shift on January 29, 2020 in failing to appropriately waste the 1 mg of Ativan remaining after [your] administration of the ordered 1 mg to [your patient].”
17. On or about November 2, 2020, the Colorado State Board of Nursing issued a Stipulation and Final Agency Action against your nursing license.
18. Among other things, the foregoing Stipulation and Final Agency Action is signed by you, and it includes various admissions by you.
19. Among other things, the foregoing Stipulation and Final Agency Action is signed by the attorney who represented you in the proceeding before the Colorado State Board of Nursing.

20. Among other things, in the foregoing Stipulation and Final Agency Action, you stated that while employed as a professional nurse at LAH on January 29, 2020, you forgot to properly waste Ativan that you withdrew for a patient.
21. Among other things, in the foregoing Stipulation and Final Agency Action, you stated that you could not recall what you had done with the Ativan.
22. Among other things, in the foregoing Stipulation and Final Agency Action, you stated that LAH requested that you undergo a for-cause urine drug screen.
23. Among other things, in the foregoing Stipulation and Final Agency Action, you stated that [REDACTED].
24. Among other things, in the foregoing Stipulation and Final Agency Action, you stated that you left LAH without taking the drug screen.
25. Among other things, in the foregoing Stipulation and Final Agency Action, you stated that LAH terminated your employment.
26. Among other things, in the foregoing Stipulation and Final Agency Action, you stated that following your termination, [REDACTED].
27. Among other things, in the foregoing Stipulation and Final Agency Action, you stated that on or about February 20, 2020, you underwent an evaluation with Peer Assistant Services (PAS).
28. [REDACTED]
29. [REDACTED]
30. Among other things, in the foregoing Stipulation and Final Agency Action, you admitted, and the Colorado State Board of Nursing found, that you were subject to discipline pursuant to Colorado law, including 12-255-120(1)(f), (h), and (j), C.R.S.
31. Pursuant to 12-255-120(1)(f), C.R.S., the Colorado State Board of Nursing may discipline any licensee who has negligently or willfully practiced nursing in a manner that fails to meet generally accepted standards for the nursing practice.

32. Pursuant to 12-255-120(1)(h), C.R.S., the Colorado State Board of Nursing may discipline any licensee who has falsified or in a negligent manner made incorrect entries or failed to make essential entries on patient records.
33. Pursuant to 12-255-120(1)(j), C.R.S., the Colorado State Board of Nursing may discipline any licensee who has a physical or mental disability that renders the person unable to practice nursing with reasonable skill and safety to the patients and that may endanger the health or safety of persons under the person's care.
34. Among other things, the foregoing Stipulation and Final Agency Action memorializes disciplinary sanctions against you.
35. Among other things, in the foregoing Stipulation and Final Agency Action, you agreed to participate in PAS for a minimum of three (3) years effective on or about November 2, 2020.
36. Among other things, in the foregoing Stipulation and Final Agency Action, you stated that you already had been evaluated by PAS to determine an appropriate monitoring contract.
37. Among other things, in the foregoing Stipulation and Final Agency Action, you stated that you agreed to comply with all terms and conditions determined by PAS for participation in PAS, including a written contract with PAS.
38. Among other things, in the foregoing Stipulation and Final Agency Action, you stated that the terms of the Stipulation and Final Agency Action were mutually negotiated and determined.
39. Among other things, in the foregoing Stipulation and Final Agency Action, you stated that you understood the legal consequences of the Stipulation and Final Agency Action.
40. Among other things, in the foregoing Stipulation and Final Agency Action, you stated that you voluntarily entered into the terms of the Stipulation and Final Agency Action.
41. Among other things, you were represented by an attorney during the formulation and execution of the foregoing Stipulation and Final Agency Action.
42. The foregoing Stipulation and Final Agency Action constitutes discipline against you.

Grounds for Discipline¹

¹ It is well-settled administrative law that due process requires that "notice must be given that is reasonably calculated to apprise an interested party of the proceeding and to afford him an opportunity to present his case," due process does not require Prosecuting Counsel to provide a detailed description of evidence they

- A. Your conduct as alleged, as well as any other evidence that may be adduced at a hearing, warrants disciplinary action by the Board against your license to practice as an RN and/or your right to renew your license pursuant to Board Regulation 244 CMR 9.03(5) for engaging in conduct that fails to confirm to accepted standards of nursing practice.
- B. Your conduct as alleged, as well as any other evidence that may be adduced at a hearing, warrants disciplinary action by the Board against your license to practice as an RN and/or your right to renew your license pursuant to Board Regulation 244 CMR 9.03(35) for failing to maintain the security of a controlled substance under your responsibility and control.
- C. Your conduct as alleged, as well as any other evidence that may be adduced at a hearing, warrants disciplinary action by the Board against your license to practice as an RN and/or your right to renew your license pursuant to Board Regulation 244 CMR 9.03(39) for failing to document the handling, administration, and destruction of a controlled substance in accordance with all federal and state laws and regulations and in a manner consistent with accepted standards of nursing practice.
- D. Your conduct as alleged, as well as any other evidence that may be adduced at a hearing, warrants disciplinary action by the Board against your license to practice as an RN and/or your right to renew your license pursuant to Board Regulation 244 CMR 9.03(47) for engaging in any other conduct that fails to conform to accepted standards of nursing practice or in any behavior that is likely to have an adverse effect upon the health, safety, or welfare of the public.
- E. Your conduct as alleged, as well as any other evidence that may be adduced at a hearing, warrants disciplinary action by the Board against your license to practice as an RN and/or your right to renew your license for violating G. L. Chapter 112, § 61.
- F. Your conduct as alleged, as well as any other evidence that may be adduced at a hearing, also constitutes unprofessional conduct and/or conduct that undermines public confidence in the integrity of the profession. *See, e.g., Sugarman v. Board of Registration in Medicine*, 422 Mass. 338, 342 (1996); *see also Kvitka v. Board of Registration in Medicine*, 407 Mass. 140, *cert. denied*, 498 U.S. 823 (1990); *Raymond v. Board of Registration in Medicine*, 387 Mass. 708, 713 (1982).

intends to introduce at a disciplinary hearing. *Langlitz v. Board of Registration of Chiropractors*, 396 Mass. 374, 376-377 (1985). *See also Lapointe v. License Board of Worcester*, 389 Mass. 454, 458 (1983) (“[d]ue process requires notice of the grounds on which the board might act rather than the evidentiary support for those grounds”). Thus, notice pleadings do not require Prosecuting Counsel to match factual allegations to grounds for discipline. Similarly, factual allegations are not necessarily an exhaustive characterization of the evidence to be adduced at a hearing.

- G. Your conduct as alleged, as well as any other evidence that may be adduced at hearing, warrants disciplinary action by the Board against your license to practice as a RN pursuant to Massachusetts case law. *See, e.g., Anusavice v. Board of Registration in Dentistry*, 451 Mass. 786 (2008).

You have a right to an adjudicatory hearing (hearing) on the allegations contained in this Order to Show Cause before the Board acts to suspend, revoke or impose other discipline against your license. G. L. c. 112, § 61. Your right to a hearing may be claimed by submitting a written request for a hearing *within twenty-one (21) days of receipt of this Order to Show Cause*. You must also submit an Answer to this Order to Show Cause in accordance with 801 CMR 1.01(6)(d) *within twenty-one (21) days of receipt of this Order to Show Cause*. The Board will give you prior written notice of the time and place of the hearing following receipt of a written request for a hearing.

Hearings shall be conducted in accordance with the State Administrative Procedure Act, G.L. c. 30A, §§ 10 and 11, and the Standard Adjudicatory Rules of Practice and Procedure, 801 CMR 1.01 and 1.03, under which you are granted certain rights including, but not limited to, the rights: to a hearing, to secure legal counsel or another representative to represent your interests, to call and examine witnesses, to cross-examine witnesses who testify against you, to testify on your own behalf, to introduce evidence and to make arguments in support of your position.

Any and all hearings and/or proceedings associated with this complaint are open to the public unless otherwise ordered.

The Board will make an audio recording of any hearing conducted in the captioned matter. In the event that you wish to appeal a final decision of the Board, it is incumbent on you to supply a reviewing court with a “proper record” of the proceeding, which may include a written transcript. *New Bedford Gas and Light Co. v. Board of Assessors of Dartmouth*, 368 Mass. 745, 749-750 (1975). Upon request, the Board will make available a copy of the audio recording of the proceeding at your own expense. Pursuant to 801 CMR 1.01 (10) (i)(1), upon motion, you “may be allowed to provide a public stenographer to transcribe the proceedings at [your] own expense upon terms ordered by the Presiding Officer.” Those terms may include a requirement that any copy of the transcript produced must be sent immediately upon completion, and on an ongoing basis, directly to the Presiding Officer by the stenographer or transcription service. The transcript will be made available to the Prosecutor representing the Board. Please note that the administrative record of the proceedings, including but not limited to the written transcript of the hearing, is a public record and subject to the provisions of G.L. c. 4, § 7 and G.L. c. 66, § 10.

Your failure to submit an Answer to the Order to Show Cause within twenty-one (21) days of receipt of the Order to Show Cause *shall result in the entry of default* in the

captioned matter. Your failure to submit a written request for a hearing within twenty-one (21) days of receipt of this Order to Show Cause *shall constitute a waiver of the right to a hearing* on the allegations herein and on any Board disciplinary action.

Notwithstanding the earlier filing of an Answer and/or request for a hearing, your failure to respond to notices or correspondence, failure to appear for any scheduled status conference, pre-hearing conference or hearing dates or failure to otherwise defend this action shall result in the entry of default.

If you are defaulted, the Board may enter a Final Decision and Order that assumes the truth of the allegations in this Order to Show Cause, and may revoke, suspend or take other disciplinary action against your license to practice as an RN in the Commonwealth of Massachusetts, including any right to renew your license.

Your Answer to the Order to Show Cause and your written request for a hearing must be filed with Jaclyn Gagne, Esq., the Chief Administrative Magistrate, at the following address:

Jaclyn Gagne, Esq.
Chief Administrative Magistrate
Department of Public Health
Office of the General Counsel
250 Washington Street, 2nd floor
Boston, MA 02108

In addition, a copy of your Answer to the Order to Show Cause and your written request for a hearing must be served upon Julie Brady, Esq., the Prosecuting Counsel, at the following address:

Julie Brady, Esq.
Prosecuting Counsel
Department of Public Health
Office of the General Counsel
250 Washington Street, 2nd floor
Boston, MA 02108
Julie.A.Brady@mass.gov

You or your representative may examine Board records relative to this case prior to the date of the hearing during regular business hours at the office of the Prosecuting Counsel. If you elect to undertake such an examination, then please contact Prosecuting Counsel in advance at (856) 286-5229 to schedule a time that is mutually convenient.

Board of Registration in Nursing,
Executive Director
Claire MacDonald, DNP, RN

December 8, 2022

By: /s/ Julie Brady
Julie Brady, Esq.
Prosecuting Counsel
Department of Public Health
Julie.A.Brady@mass.gov
(857) 286-5229

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Cover Letter, Order to Show Cause and this Certificate of Service were served upon the Respondent, Jessica Rumery, at her current mailing address, which Ms. Rumery provided to Attorney Brady on December 5, 2022:

by first class mail, postage prepaid, and by
Certified Mail Number: 7020 0090 0000 1279 2135

Jessica Rumery
2282 Castlegate Drive N
Apt 1127
Castle Rock, CO 80108

At address of record by first class mail, postage prepaid, and by
Certified Mail Number: 7020 0090 0000 1278 8688

Jessica Rumery
206 Sheffield Avenue
Longmeadow, MA 01106

on this 8th day of December 2022.

/s/ Maria Silva
Maria Silva
Paralegal Specialist
Department of Public Health
Office of the General Counsel
250 Washington Street, 2nd floor
Boston, MA 02108