

The Commonwealth of Massachusetts
Executive Office of Health and Human Services
Department of Public Health
250 Washington Street, Boston, MA 02108-4619

MAURA T. HEALEY
Governor

KIMBERLEY D. ASH
Lieutenant Governor

KATHLEEN E. WALSH
Secretary

ROBERT GOLDSTEIN, MD,
PhD Commissioner

Tel: 617-624-6000
www.mass.gov/dph

September 5, 2024

Via First Class and Certified Mail No. 9589 0710 5270 0429 9594 36
Return Receipt Requested

Nancy Pitt
19 Beach Road
Salisbury, MA 01952

RE: In the Matter of Nancy Pitt
Docket Nos. 20080908-LN-020
License No. LN49394 (Exp.)

FINAL NOTICE: SUSPENSION

Dear Ms. Pitt:

On December 24, 2018, you entered into a Post-Suspension Consent Agreement for Probation ("Agreement") with the Board of Registration in Nursing ("Board"). The Agreement obligates you to comply with specified licensure conditions during the period of time while your license is on probation. A copy of the Agreement is enclosed with this letter for your review.

On August 6, 2024, I sent you a Notice of Violation and Intent to Suspend ("Notice"). A copy of the Notice is enclosed with this letter. The Notice informed you that you are in violation of the Agreement and listed the facts supporting the determination that you are in violation. The Notice also informed you that the Board voted to suspend your license. The Notice informed you that you had a right to a hearing on the limited issue of whether you are in compliance with, or in violation of, the terms of the Agreement. Lastly, the Notice informed you that to claim your right to a hearing, you needed to submit a written statement of facts and request for a hearing to Board Counsel within seven (7) days.

As of the date of this letter, Board Counsel has not received from you a written statement of facts and request for a hearing. Accordingly, you have waived your right to a hearing.

Effective today, September 5, 2024, pursuant to paragraph 6 of the Agreement, the Board **SUSPENDS your license to practice nursing indefinitely. You may not practice as a Licensed Practical Nurse in Massachusetts until the Board provides you written notice that it has reinstated your license.**

This notice constitutes a final agency action. You are hereby notified that you have a right to appeal this *Final Notice: Suspension* within thirty (30) days of your receipt of this notice, either to the Superior Court for Suffolk County or the county where you reside pursuant to M.G.L. ch. 30A, § 14, or to the Supreme Judicial Court pursuant to M.G.L. ch. 112, §64.

You may petition the Board to reinstate your license in accordance with Board's policy 17-01. Please review the attached reinstatement policy for guidance on information and documents that you will need to include with your petition. You may also contact lisa.ferguson@mass.gov if you have any questions regarding license reinstatement.

Sincerely,

Patricia McNamee on behalf of:

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



The Commonwealth of Massachusetts
Executive Office of Health and Human Services
Department of Public Health
250 Washington Street, Boston, MA 02108-4619

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August 6, 2024

Via First Class and Certified Mail No. 9589 0710 5270 1788 9276 30,
Return Receipt Requested

Nancy Pitt
19 Beach Road
Salisbury, MA 01952

RE: In the Matter of Nancy Pitt
Docket Nos. 20080908-LN-020
License No. LN49394 (Exp.)

NOTICE OF VIOLATION AND INTENT TO SUSPEND

Dear Ms. Pitt:

Effective December 24, 2018, you entered into a Post-Suspension Consent Agreement for Probation ("Agreement") with the Board of Registration in Nursing ("Board"). The Agreement obligates you to comply with specified licensure conditions during the period of time while your license is on probation. A copy of the Agreement is enclosed with this letter for your review.

You are in violation of the Agreement. Under Paragraph 6 of the Agreement, the Board may impose further discipline against your license in the event that you violate any provision of the Probation Agreement. At its meeting on July 10, 2024, the Board voted to **SUSPEND your nursing license, effective in 10 days.**

The basis for the Board's contention that you are in violation of the Agreement is as follows:

1. Paragraph 4(d) of the Agreement requires you to maintain active employment and to submit Form 1 ("Supervisor Verification Form") and Form 2 ("Supervisor Quarterly Report Form"). Paragraph 4(f) of the Agreement requires you to maintain contact with the Board regarding your employment status.
 - *You submitted multiple Form 1's for multiple places of employment. The last Form 2 you submitted was received by the Board in January 2020. The last communication between you and the Probation Compliance Officer ("PCO") was on April 11, 2023, when you informed the PCO that you were having*

[REDACTED]. The PCO sent several letters to your address of record requesting your employment status and for documentation of [REDACTED]. You did not respond.

2. Paragraph 4(c) of the Agreement requires you to timely renew your nursing license.

- Your nursing license expired on September 10, 2021.

You have a right to a hearing on the limited issue of whether you are in compliance with, or in violation of, the terms of the Agreement. You may claim your right to a hearing by submitting a written statement to the Board within seven (7) days of receipt of this letter. Your written statement must include specific facts which support the determination that you are in compliance, and not in violation, with the provisions of the Agreement identified above. Your written statement must also include a request for a hearing. Please send your written statement to:

Meghan Bresnahan, Esq.
Board Counsel for the Board of Registration of Nursing
Office of General Counsel
250 Washington Street- 2nd Floor
Boston, MA 02108
Meghan.bresnahan@mass.gov

Your failure to submit a written statement of facts and request for a hearing within seven (7) days shall constitute a waiver of your right to a hearing on the issue of your violation of the Agreement.

Sincerely,

Handwritten signature of Heather Cambra in black ink, followed by the text "BSN, RN, JD".

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

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK COUNTY

BOARD OF REGISTRATION
IN NURSING

In the Matter of
Nancy Pitt
LN License No. 49394

Docket No. 20080908-LN-020

POST SUSPENSION CONSENT AGREEMENT FOR PROBATION

The Massachusetts Board of Registration in Nursing (Board) and Nancy Pitt (Licensee), a Licensed Practice Nurse (LPN) licensed by the Board, License No. LN49394, 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 agrees that this Post-Suspension Consent Agreement for Probation ("Agreement") will supersede any and all previous agreements and/or orders that she has entered into with the Board. Further, the Licensee agrees that this Agreement has been executed as a result of the Board's:
 - a. receipt and investigation of a complaint filed against her, Docket No. 20080908-LN-020, which resulted in the suspension of her nursing license, pursuant to a consent agreement that the Licensee entered into with the Board, effective April 29, 2009 in resolution of the complaint; and
 - b. consideration of the Licensee's request for license reinstatement and documentation she submitted pursuant to the requirements of the Consent Agreement referenced in the subparagraph immediately above.
2. The Licensee admitted that while employed as a Licensed Practice Nurse at at Harborside Twin Oaks in Danvers, MA, on or about May 20, 2008, she;
 - a) Administered multiple medications at times earlier than ordered;
 - b) Falsified medication administration records and narcotic removal sheet to reflect that she administered/removed the medications at the ordered times; and

- c) Has a past pattern of practice that included writing orders without authorization and failing to report clinical changes to the patient's physician.
- 3. The Licensee agrees that her nursing license shall be placed on PROBATION for no less than one (1) year (Probationary Period), commencing with the date on which the Board signs this Agreement (Effective Date).
- 4. During the Probationary Period, the Licensee further agrees that she shall comply with all of the following requirements to the Board's satisfaction:
 - a. Comply with all laws and regulations governing the practice of nursing, and not engage in any continued or further conduct such as that set forth in Paragraph 2.
 - b. Notify the Board in writing within ten (10) days of each change in her name and/or address.
 - c. Timely renew her license to practice nursing.
 - d. Maintain active employment in a position that requires a nursing license, in a setting where the Licensee receives consistent, on-site supervision by a qualified licensed nurse¹, for a minimum average of twenty (20) hours per week throughout the Probationary Period. The Licensee may not accept any home care, travel or temporary staffing assignment, or practice where consistent, on-site supervision is not in place.
 - i. If the Licensee is not employed in accordance with Paragraph 4d at any time during the Probationary Period, she shall notify the Board's Probation Monitor in writing within thirty (30) days.
 - e. Review this Agreement with each of her nursing supervisors, and arrange for each nursing supervisor to submit directly to the Board:
 - i. a completed and signed "Supervisor Verification Form" (Form 1), provided with this Agreement, within thirty (30) days of
 - (1) the Effective Date *and*
 - (2) any subsequent employment commenced during the Probationary Period

¹ The Licensee must receive direct supervision from a licensed nurse who must have at least one (1) year of clinical nursing practice experience, no open complaints, no past discipline of the nurse's license, and who is physically located at all times in each facility in which the Licensee practices nursing.

- ii. *quarterly* written reports², using the "Supervision Report Form" (Form 2) provided with this Agreement attesting to the quality of the Licensee's nursing practice, reliability and attendance and specifically addressing Licensee's documentation including any errors and incidents³.
 - f. Notify the Board in writing within ten (10) days of any change in the Licensee's employment status, including each change in Employer, each resignation or termination, and the name, address and telephone number of each new Employer.
5. If the Licensee has complied to the Board's satisfaction with all the requirements contained in this Agreement, the Probationary Period will terminate one (1) year after the Effective Date upon written notice to the Licensee from the Board⁴.
6. If the Licensee does not comply with each requirement of this Agreement, or if the Board opens a Subsequent Complaint⁵ during the Probationary Period, the Licensee agrees to the following:
- a. The Board may upon written notice to the Licensee, as warranted to protect the public health, safety, or welfare:
 - i. EXTEND the Probationary Period; and/or
 - ii. MODIFY the Probation Agreement requirements; and/or
 - iii. IMMEDIATELY SUSPEND the Licensee's nursing license.
 - b. If the Board suspends the Licensee's nursing license pursuant to Paragraph 6(a)(iii), the suspension shall remain in effect until:
 - i. the Board gives the Licensee written notice that the Probationary Period is to be resumed and under what terms; or
 - ii. the Board and the Licensee sign a subsequent agreement; or

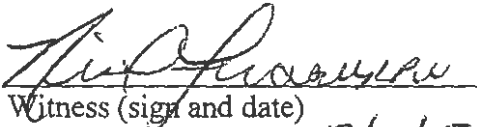
² The Licensee is responsible for ensuring that these reports on the required form are received by the Board commencing ninety (90) days after the Effective Date and on the first day of every third month thereafter.

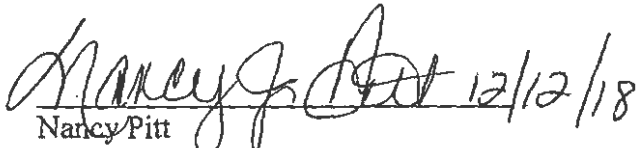
³ The Board may take action under paragraph 6 in the event that the reports reveal a practice issue which the Board deems significant.

⁴ In all instances where this Agreement specifies written notice to the Licensee from the Board, such notice shall be sent to the Licensee's address of record.

⁵ The term "Subsequent Complaint" applies to a complaint opened after the Effective Date, which (1) alleges that the Licensee engaged in conduct that violates Board statutes or regulations, and (2) is substantiated by evidence, as determined following the complaint investigation during which the Licensee shall have an opportunity to respond.

- iii. the Board issues a written final decision and order following adjudication of the allegations (1) of noncompliance with this Agreement, and/ or (2) contained in the Subsequent Complaint.
8. The Licensee agrees that if the Board suspends her nursing license in accordance with Paragraph 6, she will immediately return her current Massachusetts license to practice as a Licensed Practical Nurse to the Board, by hand or certified mail. The Licensee further agrees that upon said suspension, she will no longer be authorized to engage in the practice of nursing in the Commonwealth of Massachusetts and shall not in any way represent herself as a Licensed Practical Nurse until such time as the Board reinstates her nursing license or right to renew such license⁶.
9. The Licensee understands that the Board has granted her petition for reinstatement on the condition that her nursing license is placed on probation for one (1) year. She further understands and agrees that in executing this Post-Suspension Consent Agreement for Probation, she is knowingly and voluntarily waiving any rights she has to a formal adjudication concerning the Board's action on her petition for reinstatement of her nursing license.
10. The Licensee acknowledges that she has been at all times free to seek and use legal counsel in connection with the complaint and this Agreement.
11. The Licensee acknowledges that after the Effective Date, the Agreement constitutes a public record of disciplinary action by the Board. The Board may forward a copy of this Agreement to other licensing boards, law enforcement entities, and other individuals or entities as required or permitted by law.
12. The Licensee certifies that she has read this Agreement. The Licensee understands and agrees that entering into this Agreement is a voluntary and final act and not subject to reconsideration, appeal or judicial review.


Witness (sign and date) 12/12/18


Nancy Pitt
Licensee (sign and date) 12/12/18

⁶ Any evidence of unlicensed practice or misrepresentation as a Licensed Practical Nurse after the Board has notified the Licensee of her license suspension shall be grounds for further disciplinary action by the Board and the Board's referral of the matter to the appropriate law enforcement authorities for prosecution, as set forth in G.L. c. 112, §§ 65 and 80(a).

Witness (print name)

Claire McDonald on behalf of:

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

December 24, 2018

Effective Date of Agreement

Fully Signed Agreement Sent to Licensee on 12/24/18 by Certified
Mail No. 7017 0530 0000 0551 9762