## STATE OF VERMONT BOARD OF MEDICAL PRACTICE

In re: Kristin J. Scott, PA-C	)	Docket Nos. MPC 055-0618 & 056-0419
	)	
	)	

#### **CESSATION OF PRACTICE AGREEMENT**

NOW COME Kristin J. Scott, PA-C, and the State of Vermont, by and through Vermont Attorney General Thomas J. Donovan, Jr., and the undersigned Assistant Attorney General, William B. Reynolds, and agree and stipulate as follows:

- Kristin Scott, PA-C ("Respondent") of Lebanon, New Hampshire holds Vermont medical license number 055.0031290 first issued by the Vermont Board of Medical Practice on 03/02/2016. Respondent is a Physician Assistant and has practiced in Vermont and New Hampshire.
- 2. Jurisdiction in these matters vests with the Vermont Board of Medical Practice ("the Board"), pursuant to 26 V.S.A. §§ 1353-1361, 1731 1737, 3 V.S.A. §§ 809-814, and other authority.

#### Background

- As a result of circumstances involving Respondent's personal health concerns,
   Respondent has voluntarily determined that she shall temporarily and <u>immediately cease</u>
   and desist at this time from the practice of medicine.
- 4. Based on her current health concerns, and for the welfare of her patients, Respondent has determined that she shall voluntarily enter into this Cessation of Practice Agreement ("Agreement") with the Vermont Board of Medical Practice and shall immediately

- refrain temporarily from any and all practice of medicine until further order of the Board.

  Respondent agrees that the instant Agreement with the Board sets forth in writing the terms for such cessation of medical practice by her.
- 5. Respondent acknowledges that she has been offered the opportunity to obtain and receive legal advice and counsel regarding this matter. Respondent agrees and understands that by executing this Agreement she is waiving at this time such rights as she may possess to challenge the jurisdiction and continuing jurisdiction of the Board in this matter, and to a public hearing on any motion that the State might have filed pursuant to 3 V.S.A. §§ 809 & 814. She agrees and fully understands that by executing this document she is waiving the necessity of any proceedings, findings and order by the Board, pursuant to 3 V.S.A. § 814(c), so as to achieve disposition of this matter. Thus, Respondent voluntarily and knowingly agrees to the terms and conditions therein.
- 6. Respondent has indicated her desire to continue to cooperate fully with the Board. Thus, the parties have agreed to enter into the instant Agreement, which is intended to serve as an interim means of affording Respondent the best possible opportunity to focus upon her personal and medical needs while providing for the protection of the health and welfare of her patients.

#### Cessation of Practice

- 7. It is agreed by the parties that Respondent shall cease and desist immediately and hereafter, following her execution of this Agreement, from any and all practice of medicine in the State of Vermont.
- 8. Respondent shall neither prescribe nor dispense any drugs to patients, associates, herself, family members or others after execution of this Agreement.

- 9. Respondent does not currently have an active U.S. Drug Enforcement Agency ("DEA") license to prescribe controlled substances. Respondent agrees that she will not seek to renew her DEA license while this Cessation of Practice Agreement is in effect.
- 10. Respondent agrees that the Board, in its sole discretion, may consider and approve a petition from Respondent at a later date for modification or relief, when the circumstances of Respondent's medical or personal needs so warrant. Respondent expressly agrees that she will provide her full cooperation at all times with the Board investigation and review in this regard.

#### **Express Provisions**

- 11. Respondent agrees, pending further proceedings or order of the Board to:
  - a. Cooperate fully and in good faith with all further investigations of these matters by the Board;
  - Sign such authorizations and/or waivers of confidentiality as may be presented to her by the Board as to her medical records, treatment records, evaluations or assessments, legal matters, and court proceedings;
  - c. <u>Cease and desist</u>, effective immediately, pursuant to this order of the Board, from any and all practice of medicine, including any and all prescribing of any kind for patients, associates, herself, family members or others; office visits; consultations; examinations; treatment; and surgery; and
  - d. Adhere to all terms and conditions set forth above and herein until relieved of such obligation by further order of the Board.

#### General Provisions

- 12. Respondent assures and agrees that she shall provide her continued cooperation with the Board and its investigators. Respondent agrees that she shall execute any and all waivers that may be required for the Board, its staff or agents to conduct its investigation and review of circumstances. Respondent also agrees that the Board or its agents may communicate orally to obtain information from practitioners involved in her care and treatment.
- 13. Respondent recognizes the Board's obligation in all cases to investigate as required and to act expeditiously to protect the public health, safety and welfare. Respondent makes no statement or admission here other than to assure her continued cooperation with the Board and its statutory responsibilities. Respondent acknowledges that no promises have been made to her regarding the final disposition of any matter or other action of the Board.
- 14. Respondent agrees that she has read and carefully considered all terms and conditions herein and agrees that these may be adopted as an enforceable order of the Board, pursuant to 3 V.S.A. §§ 129(a)(3), 809(d) and 26 V.S.A. §§1353, 1737, and agrees to accept and be bound by these until such time as she may be expressly relieved of these or they are modified, in writing, by the Board.
- 15. The parties agree that this Agreement does not constitute disciplinary action. However, the parties acknowledge that this Agreement shall be a public document, shall be made part of Respondent's licensing file, and may be reported to other licensing authorities. Respondent's license status will be changed to "Cessation of Practice" upon approval by the Board.

- 16. This Cessation of Practice Agreement is subject to review and acceptance by the Vermont Board of Medical Practice, and shall not become fully and finally effective until presented to and approved by the Board. However, this in no way limits Respondent's obligation to cease and desist from the practice of medicine as stated in Paragraph 7 above. If the Board rejects any part of this Agreement, the entire Agreement shall be void. The parties agree and request that the Board enter a binding order adopting the terms and conditions set forth herein.
- 17. Respondent agrees that the Board shall retain jurisdiction in this matter and may enforce as necessary the terms set forth herein, pursuant to 26 V.S.A. §1354(25) or other statutory provisions.

presented to and approved by the Board. However, this in no way limits Respondent's obligation to cease and desist from the practice of medicine as stated in Paragraph 7 above. If the Board rejects any part of this Agreement, the entire Agreement shall be void. The parties agree and request that the Board enter a binding order adopting the terms and conditions set forth herein.

17. Respondent agrees that the Board shall retain jurisdiction in this matter and may enforce as necessary the terms set forth herein, pursuant to 26 V.S.A. §1354(25) or other statutory provisions.

## **SIGNATURES**

DATED at Montpelier, Ve	rmont, this 3rd day of
June, 20	19.
	STATE OF VERMONT
<u> </u>	THOMAS J. DONOVAN, JR.
	ATTORNEY GENERAL
11 111	By:

William B. Reynolds Assistant Attorney General Office of the Attorney General 109 State Street Montpelier, VT 05609

DATED at_		, New Hampshire, this	day
of	, 2019.	-	

ming Scott PAC	Kristen J. Scott, PA-C Respondent
DATED at, 2019.	_, New Hampshire, this <u></u> day
Fuel acus	Paul A. McDonough, Esq.
	Decato Law Office 84 Hanover Street Lebanon, NH 03766 Attorney for Respondent; Crewsed 10 M64
APPROVED	TIN J. SCOTT, PA-C OAND ORDERED OF MEDICAL PRACTICE
DATED:	

**ENTERED AND EFFECTIVE:** 

# AS TO KRISTIN J. SCOTT, PA-C

# APPROVED AND ORDERED VERMONT BOARD OF MEDICAL PRACTICE

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Jan M Kler	
Margn Sersan Saml	
Robert Testalone M.	
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DATED: 5", 2019	
ENTERED AND EFFECTIVE: 5	2019