



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

JOHN ELIAS BALDACCI
 GOVERNOR

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

IN RE: **JAMES E. GRIFFIN, JR.**) **CONSENT AGREEMENT FOR**
 of Poland, Maine) **VOLUNTARY SURRENDER**
 License #R048348) **OF LICENSE**

INTRODUCTION

This document is a Consent Agreement regarding James E. Griffin, Jr.'s license to practice registered professional nursing in the State of Maine. The parties enter into this Consent Agreement pursuant to 32 M.R.S.A. § 2105-A(1-A)(C) and 10 M.R.S.A. § 8003(5)(B). The parties to this Consent Agreement are James E. Griffin, Jr. ("Licensee"), Maine State Board of Nursing ("Board") and the Office of the Attorney General, State of Maine. The parties met in an informal conference on November 18, 2004. The parties reached this Agreement on the basis of information submitted by: (1) Seaside Rehabilitation & Health Care Center (Seaside), Portland, Maine in a complaint with attachments dated October 16, 2003; (2) Department of Human Services – Bureau of Medical Services, Division of Licensing & Certification in Complaint No. 04PNF529 ME00001119 dated July 1, 2004; (3) Springbrook Center for Health Care and Rehabilitation (Springbrook), Westbrook, Maine in a complaint dated June 4, 2004; and, (4) U.S. Health Works in a letter from Alan C. Beane, MD, CIME dated January 7, 2004.

FACTS

1. James E. Griffin, Jr. has been a registered professional nurse licensed to practice in Maine since 2003.
2. James E. Griffin, Jr. has been diagnosed as having a significant chemical dependency/substance abuse problem, which affects his ability to function as a registered professional nurse. Specifically, Dr. Beane's physical examination is consistent with alcohol withdrawal and chronic alcohol abuse.
3. James E. Griffin, Jr. diverted controlled substances (Oxycodone) for his own use while employed at Seaside and Springbrook.
4. James E. Griffin, Jr. is not currently employed as a registered professional nurse.
5. James E. Griffin, Jr. has offered to voluntarily surrender his registered professional nurse license.



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

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AGREEMENT

6. The Maine State Board of Nursing will accept James E. Griffin, Jr.'s voluntary surrender of his license.
7. James E. Griffin, Jr. understands that this document imposes discipline regarding his license to practice registered professional nursing in the State of Maine and the above- described conduct constitutes grounds for discipline under 32 M.R.S.A. § 2105-A(2)(B), A(2)(C), A(2)(F) and A(2)(H) and Chapter 4.1.A.2, 4.1.A.3., 4.1.A.6., 4.3.K., 4.3.P. and 4.3.Q. of the Rule and Regulations of the Maine State Board of Nursing.
8. James E. Griffin, Jr. may petition the Board for reinstatement of his license. Mr. Griffin, Jr. agrees and understands that his license will not be reinstated until and unless the Board, upon Mr. Griffin, Jr.'s written request, votes to reinstate Mr. Griffin, Jr.'s license. In the event that Mr. Griffin, Jr.'s registered professional nurse license is reinstated, it will be for a probationary period with conditions.
9. James E. Griffin, Jr. shall not work or volunteer, in any capacity, for a health care provider as defined by Title 24 M.R.S.A. § 2502 (2) or in any position holding himself out as a registered professional nurse or with the designation, R.N. while his nursing license is surrendered. In addition, Mr. Griffin, Jr. is not to seek employment where the handling or dispensing of drugs is part of the job responsibility.
10. James E. Griffin, Jr. understands that he does not have to execute this Consent Agreement and that he has the right to consult with an attorney before entering into this Consent Agreement.
11. James E. Griffin, Jr. affirms that he executes this Consent Agreement of his own free will.
12. Modification of this Consent Agreement must be in writing and signed by all parties.
13. This Consent Agreement is not subject to review or appeal by the Licensee, but may be enforced by an action in the Superior Court.

14. This Consent Agreement becomes effective upon the date of the last necessary signature below.

I, JAMES E. GRIFFIN, JR., HAVE READ AND UNDERSTAND THE FOREGOING CONSENT AGREEMENT. I UNDERSTAND THAT BY SIGNING IT, I WAIVE CERTAIN RIGHTS. I SIGN IT VOLUNTARILY, WITHOUT ANY THREAT OR PROMISE. I UNDERSTAND THAT THIS CONSENT AGREEMENT CONTAINS THE ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY KIND.

DATED: 9/06/05

James E. Griffin Jr.
JAMES E. GRIFFIN, JR.

FOR THE MAINE STATE
BOARD OF NURSING

DATED: Sept 13, 2005

Myra Broadway
MYRA A. BROADWAY, J.D., M.S., R.N.
Executive Director

FOR THE OFFICE OF THE
ATTORNEY GENERAL

DATED: 9/14/05

John H. Richards
JOHN H. RICHARDS
Assistant Attorney General