



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

PAUL R. LePAGE
 GOVERNOR

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

IN RE: JANE R. CURTIS, R.N.)
 of Cambridge, MA)
 License No. R57141)

**DECISION AND ORDER
 OF REVOCATION**

INTRODUCTION

On August 31-September 1, 2011, the Maine State Board of Nursing (“Board”) met at the Board’s office located at 161 Capitol Street, Augusta, Maine. The Board reviewed the criminal matter of State of Maine vs. Jane R. Curtis regarding recent criminal convictions in the Cumberland County Superior Court, Portland, Maine (UCD Docket No. CR-2010-5394). The Judgment and Commitment dated February 28, 2011 and Conditions of Probation are attached hereto, incorporated herein and marked as Exhibit A.

FACTS

1. Jane R. Curtis has been licensed as a registered professional nurse to practice in Maine since November 23, 2009.
2. On February 28, 2011, Jane R. Curtis (“Ms. Curtis”) entered a plea of Guilty to the following four criminal charges in an Indictment dated August 8, 2010:
 - Count I - Acquiring Drugs by Deception, Class C felony. On or about January 21, 2010, in the County of Cumberland, State of Maine, Jane R. Curtis, as a result of deception, did obtain or exercise control over a prescription for a scheduled drug, Oxycodone, which was in fact a schedule W drug, (17-A M.R.S. § 1102(1)(I)), all in violation of 17-A M.R.S. §1108(1)(A) (2006 & Supp. 2009);
 - Count III - Acquiring Drugs by Deception, Class D misdemeanor. On or about January 14, 2010, in the County of Cumberland, State of Maine, Jane R. Curtis, as a result of deception, did obtain or exercise control over a prescription for a scheduled drug, Neurontin, also known as Gabapentin, which was in fact a schedule Z drug, (17-A M.R.S. § 1102(4)(A)), all in violation of 17-A M.R.S. §1108(1)(D) (2006 & Supp. 2009);
 - Count IV - Acquiring Drugs by Deception, Class D misdemeanor. On or about January 21, 2010, in the County of Cumberland, State of Maine, Jane R. Curtis, as a result of deception, did obtain or exercise control over a prescription for a scheduled drug, Neurontin, also known as Gabapentin, which was in fact a schedule Z drug, (17-A M.R.S. § 1102(4)(A)), all in violation of 17-A M.R.S. §1108(1)(D) (2006 & Supp. 2009); and,
 - Count VIII - Forgery, Class D misdemeanor. On or about January 26, 2010, in the County of Cumberland, State of Maine, Jane R. Curtis did commit forgery, in that, with the intent to defraud or deceive another person or government, namely CVS Pharmacy, she did falsely complete or alter a written instrument, or knowingly utter or possess such an instrument, to wit: a medical drug prescription form dated January 26, 2010 for Oxycodone, a copy of which instrument is attached hereto as Exhibit B and incorporated in this Count by reference, all in violation of 17-A M.R.S. § 703(1)(A) (2006 & Supp. 2009).



PRINTED ON RECYCLED PAPER

Jane R. Curtis received a sentence of three (3) years incarceration with all but 30 days suspended; two (2) years probation; and a fine of \$1,200. The Temporary Record of Submission Judgment or Conviction Report Number 550000067435972 and a Case Synopsis from the Attorney General Health Care Crimes Unit of the State of Maine dated August 18, 2010 are attached hereto, incorporated herein and marked as Exhibit C.

3. On February 17, 2010, the Board received a Provider Report from Martin's Point Health Care ("Martin's Point") pursuant to 24 M.R.S. § 2506, and on the basis of the Provider Report, the Board issued a Complaint against Ms. Curtis on February 23, 2010. Ms. Curtis was employed at Martin's Point from January 4, 2010 to February 9, 2010. The Provider Report states that while Ms. Curtis was employed at Martin's Point as a registered professional nurse, she assumed the identity of a patient at Martin's Point in order to obtain prescription medication (Oxycodone and Neurontin) under that patient's name. She later presented a false prescription to a CVS Pharmacy, assuming the same patient's identity, and deceitfully obtained Oxycodone. In addition, she inappropriately removed blank prescription sheets from Martin's Point and forged a script prescribing Oxycodone for herself, further forging a practitioner name at Martin's Point. Ms. Curtis admitted to the illegal conduct at Martin's Point and her employment was terminated on February 9, 2010. Exhibit B.

On March 29, 2010, the Board sent Ms. Curtis a "Second Request" for a response to the Board's Complaint dated February 23, 2010, with a time limit of April 12, 2010. On April 15, 2010, the Board issued a second Complaint against her as a result of her failure to respond to the Board's Complaint pursuant 32 M.R.S. § 2105-A (1-A).

The Complaint and Provider Report, Second Request and Complaint for Failure to Respond are attached hereto, incorporated herein and marked as Exhibit D.

4. On September 2, 2010, the Board voted to suspend Jane R. Curtis's registered professional nursing license effective immediately, pursuant to 5 M.R.S. § 1004(3), based upon the immediate jeopardy her continued practice as a registered professional nurse posed to the health and safety of the public. A hearing on this matter before the Board, scheduled for November 5, 2010, was continued at the request of Ms. Curtis's attorney, with the agreement that Ms. Curtis's registered professional nursing license would remain suspended until the matter could be resolved. The Notice of Suspension, Notice of Hearing and Continuance are attached hereto, incorporated herein and marked as Exhibit E.
5. On September 28, 2010, the Board received information that Jane R. Curtis was convicted April 21, 2010 in the Commonwealth of Massachusetts of five counts of Attempting To Commit a Crime (Breaking and Entering, felony) and Possession of a Burglarious Instrument. The Criminal Docket information from the Trial Court of Massachusetts District Court Department, Docket Number 0952CR001177 is attached hereto, incorporated herein and Marked as Exhibit F.
6. As a registered professional nurse, Jane R. Curtis is responsible for handling and administering medications and scheduled drugs to patients. 32 M.R.S. § 2102.

APPLICABLE LAW

7. Pursuant to 32 M.R.S. § 2105-A (2), "The Board may suspend or revoke a license pursuant to Title 5, section 10004."
8. Pursuant to 5 M.R.S. § 10004(1), "...an agency may revoke, suspend or refuse to renew any license without proceedings in conformity with subchapters IV or VI, when:[t]he decision to take that action rests solely upon a finding or conviction in court of any violation which by statute is expressly made grounds for revocation."
9. Pursuant to 32 M.R.S. § 2105-A (2) (G), the Board may suspend or revoke an individual's nurse license when the grounds for discipline is a "conviction of a crime that involves dishonesty or false statement or

that relates directly to the practice for which the licensee is licensed or conviction of a crime for which incarceration for one year or more may be imposed.”

CONCLUSIONS OF LAW

The Board has the authority to suspend or revoke Jane R. Curtis’s registered professional nurse license pursuant to 5 M.R.S. § 10004 (1) and 32 M.R.S. § 2105-A (2) (G). The criminal convictions on February 28, 2011 described in Paragraph No. 2 are grounds for discipline because Ms. Curtis was convicted of crimes that involve dishonesty and the crimes relate directly to the licensed practice of registered professional nursing. In addition, the Count VIII Forgery conviction described in Paragraph No. 2 is a criminal conviction for which incarceration for one year or more may be imposed.

In addition, the Board concluded, based upon the recent convictions and serious nature of the underlying criminal conduct, that Ms. Curtis’s behavior fails to conform to legal standards and accepted standards of the nursing profession, and the conviction of crimes in the State of Maine are substantially related to the qualifications, functions or duties of a registered professional nurse and that such conduct reflects adversely on the health and welfare of the public.


DECISION AND ORDER

A motion was made and seconded to immediately revoke Jane R. Curtis’s registered professional nurse license pursuant to 5 M.R.S. § 10004 (1) and 32 M.R.S. § 2105-A (2) (G). By a unanimous vote of the Board, Jane R. Curtis’s registered professional nurse license is revoked.

RECORD VOTE

DOROTHY MELANSON, RN	Affirmative
MARGARET HOURIGAN, EdD	Affirmative
CARMEN CHRISTENSEN, RN	Affirmative
ELAINE DUGUAY, LPN	Affirmative
VALERIE J. FULLER, APRN	Affirmative
JOANNE M. FORTIN, RN	Affirmative
ROBIN BROOKS	Affirmative

DATED: Oct. 2, 2011


DOROTHY MELANSON, Chair
MAINE STATE BOARD OF NURSING

NOTICE OF APPEAL RIGHTS

Jane R. Curtis may appeal this Decision and Order summarily revoking her license by filing a petition for review of final agency action in the Superior Court pursuant to 5 M.R.S. §§ 11001, *et seq.* within thirty (30) days after receipt of notice of this Decision and Order. Any other person aggrieved by this Decision and Order may seek judicial review in like manner by filing a petition for review in Superior Court within forty (40) days after the date of this Decision and Order.

REGIONAL
84 HARLO
BANGOR, M
TEL: (207)
FAX: (207) 948-3615

STATE'S
EXHIBIT
A



WILLIAM J. SCHNEIDER
ATTORNEY GENERAL

415 CONGRESS ST., STE. 301
PORTLAND, MAINE 04101
TEL: (207) 822-0260
FAX: (207) 822-0259

TEL: (207) 626-8800
TTY: 1-800-577-6690

STATE OF MAINE
OFFICE OF THE ATTORNEY GENERAL
6 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0006

14 ACCESS HIGHWAY, STE. 1
CARIBOU, MAINE, 04736
TEL: (207) 496-3792
FAX: (207) 496-3291

March 23, 2011

Richard T. DeRoberto
Office of the Inspector General
Office of Investigations
J.F.K. Federal Building, Rm. #2475
Government Center Station
Boston, MA 02203

RE: State v. Jane R. Curtis
Cumberland County Unified Criminal Docket No. CR-2010-5394

Dear Mr. DeRoberto:

Enclosed please find court documents in the above referenced case for review and consideration for federal exclusion. On February 28, 2011, Jane R. Curtis, pleaded guilty to one count of Acquiring Drugs by Deception (Class C), two counts Acquiring Drugs by Deception (Class D), and one count of Forgery (Class D). The offenses occurred on or about January 14, 2010 to January 28, 2010. The case was investigated by MDEA Agent Jeffrey Viola and Healthcare Crimes Unit (HCU) Detective James Gioia, and prosecuted by the HCU.

The Court imposed two years imprisonment, all but 30 days suspended, two years probation with conditions, and a \$400.00 fine on the felony level Acquiring Drugs by Deception. Concurrent sentences of 30 days imprisonment were imposed on the remaining counts, and a total of \$800.00 in additional fines.

If you need additional information, please give me a call at (207) 626-8891.

Sincerely,

Michael Miller
Assistant Attorney General
Director, Healthcare Crimes Unit

MM/rs
Encl.

cc: Jack Richards, AAG, Counsel to the Board of Nursing
Myra Broadway, Executive Director, Board of Nursing
Marc Fecteau, Director, Program Integrity, DHHS
Catherine Cobb, Director, Division of Licensing & Regulatory Services, DHHS

STATE OF MAINE

JUDGMENT AND COMMITMENT

Docket No. CUMCD-CR-2010-05394

County/location

2/28/11

DOB 12/07/1977

State of Maine

Residence: 889 HARRISON AVE

JANE R CURTIS

BOSTON MA

Offense(s) charged: ACQUIRING DRUGS BY DECEPTION Charge: 1 Class: C DOV: 01/21/2010 Seq #: 8575 Title: 17-A / 1108 / 1 / A ... ACQUIRING DRUGS BY DECEPTION Charge: 2 Class: C DOV: 01/26/2010 Seq #: 8575 Title: 17-A / 1108 / 1 / A ... ACQUIRING DRUGS BY DECEPTION Charge: 3 Class: D DOV: 01/14/2010 Seq #: 8578 Title: 17-A / 1108 / 1 / D

Charged by: [] indictment [] information [] complaint Plea(s): [X] Guilty 1, 3, 4, 8 [] Nolo [] Not Guilty

Offense(s) convicted: [X] ACQUIRING DRUGS BY DECEPTION Charge: 1 Class: C DOV: 01/21/2010 Seq #: 8575 Title: 17-A / 1108 / 1 / A [] ACQUIRING DRUGS BY DECEPTION Charge: 2 Class: C DOV: 01/26/2010 Seq #: 8575 Title: 17-A / 1108 / 1 / A [X] ACQUIRING DRUGS BY DECEPTION Charge: 3 Class: D DOV: 01/14/2010 Seq #: 8578 Title: 17-A / 1108 / 1 / D

Convicted on: [X] plea [] jury verdict [] court finding

It is adjudged that the defendant is guilty of the offenses as shown above and convicted.

[X] It is adjudged that the defendant be hereby committed to the sheriff of the within named county or his authorized representative who shall without needless delay remove the defendant to:

[X] The custody of the Commissioner of the Department of Corrections, at a facility designated by the Commissioner, to be punished by imprisonment for a term of Ct. 1: 3 years

[X] The County jail to be punished by imprisonment for a term of 3, 4, 8; 30 days concurrent w/ each other & Ct. 1

[] This sentence to be served (consecutively to)(concurrently with)

[X] Execution stayed to on or before: 5-2-11 at 5:00 (a.m. (p.m.))

[X] It is ordered that all (but) Ct. 1: 30 days of the sentence (as it relates to confinement)(as it relates to the) be suspended and the defendant be placed on a period of [X] probation [] administrative release for a term of Ct. 1: Two (years)(months) upon conditions attached hereto and incorporated by reference herein. [] Said probation to commence () (upon completion of the unsuspended term of imprisonment). [] Said administrative release to commence immediately. The defendant shall serve the initial portion of the foregoing sentence at

[] It is ordered that the defendant, having been convicted of an offense that requires compliance with the Sex Offender Registration and Notification Act as a [] 10-year registrant or a [] life-time registrant, must satisfy all requirements in the Sex Offender Registration and Notification Act. (34-A M.R.S.A Ch.15) The defendant must submit to the taking of fingerprints and a photograph as specified in the notice of duty to register.

[] It is ordered that the defendant forfeit and pay the sum of \$ Ct. 1: 400.00 Ct. 3: 400.00 Ct. 4: 400.00 as a fine to the clerk of the court, plus applicable surcharges and assessments of:

[] 10% [] 12%(Eff. 7/1/96) [] 14%(Eff. 9/18/99); [] 15% surcharge (Eff. 08/01/02) [X] 20%(Eff. 07/30/04) [] \$30.00 [] \$125.00 surcharge (29-A M.R.S.A. Section 2411) [] \$10 (7 M.R.S.A.) [] 10% (17 M.R.S.A.) [X] 3 \$10 assessment(s) plus [X] 1 \$25 assessment(s) totalling \$ 55.00 (5 M.R.S.A. Section 3360-1) [] All but \$

[] Execution/payment stayed to pay in full by or warrant to issue.

[X] To pay \$ 25.00 per week (month) beginning 7-11 or warrant to issue.

TOTAL DUE: \$ (To be filled in by cashier).

CCJ DA Prob

It is ordered that the defendant forfeit pay the sum of \$ _____ as restitution, through the (Department of Correction. ct Attorney's Office) for the benefit of _____ (17-A M.R.S.A. Section 1152-2-A)

Execution/payment stayed to pay in full by _____ or warrant to issue.

It is ordered pursuant to applicable statutes, that the defendant's motor vehicle operator's license or permit to operate, right to operate a motor vehicle and right to apply for and obtain a license and/or the defendant's right to register a motor vehicle is suspended in accordance with notice of suspension incorporated herein.

It is ordered that the defendant perform _____ hours of community service work within _____ (weeks) (months) for the benefit of _____

It is ordered that the defendant pay \$ _____ for each day served in the county jail, to the treasurer of the above name county. (Up to \$80/Day) (17-A M.R.S.A. Section 1314)

Execution/payment stayed to pay in full by _____ or warrant to issue.

It is ordered that the defendant shall participate in alcohol and other drug education, evaluation and treatment programs for multiple offenders administered by the Office of Substance Abuse. (29 M.R.S.A. Section 1312-B (2)(D-1), 29-A M.R.S.A. Section 2411(5)(F))

It is ordered that the defendant forfeit to the state the firearm used by the defendant during the commission of the offense(s) shown above. (17-A M.R.S.A. Section 1158)

It is ordered that the defendant be unconditionally discharged. (17-A M.R.S.A. Section 1201)

If the defendant has been convicted of an applicable offense listed in 25 M.R.S.A. Section 1574, then the defendant shall submit to having a DNA sample drawn at any time following the commencement of any term of imprisonment or at any time following commencement of the probation period as directed by the probation officer.

It is further ordered that the clerk deliver a certified copy of this Judgment and Commitment to the Sheriff of the above named county or his authorized representative and that the copy serve as the commitment of the defendant. Reasons for imposing consecutive sentences are contained in the court record or in attachments hereto.

A TRUE COPY, ATTEST: _____ Clerk _____ Judge Justice

I understand the sentence imposed herein and acknowledge receipt of a copy of this Judgment and Commitment. I hereby acknowledge that the disclosure of my Social Security number on this form is mandatory under 36 M.R.S.A. Section 5276-A. My Social Security number will be used to facilitate the collection of any fine that has been imposed upon me in this action if that fine remains unpaid as of the time I am due a State of Maine income tax refund. My Social Security number also may be used to facilitate the collection of money I may owe the State of Maine as a result of having had an attorney appointed to represent me. Collection of any fine or reimbursement of money which I owe to the State of Maine will be accomplished by offsetting money I owe to the State against my State of Maine income tax refund.

Social Security Number _____
Date: 2/28/2011
Defendant: John G. [Signature]
Address: Temple St. #310
Cambridge, MA 02139

RETURN

By virtue of the within JUDGMENT AND COMMITMENT I have this day delivered the within named Defendant to the _____

Date: _____ Deputy _____

By virtue of this warrant, the within-named Defendant has been removed to and received at the _____ on this day.

Date: _____ Authorized Officer/Supt., M.C.C./Warden M.S.P.

Offense(s) charged:

ACQUIRING DRUGS BY DECEPTION Charge: 4
 Class: D DOV: 01/21/2010 Seq #: 8578 Title: 17-A / 1108 / 1 / D

ACQUIRING DRUGS BY DECEPTION Charge: 5
 Class: D DOV: 01/24/2010 Seq #: 8578 Title: 17-A / 1108 / 1 / D

ACQUIRING DRUGS BY DECEPTION Charge: 6
 Class: D DOV: 01/28/2010 Seq #: 8578 Title: 17-A / 1108 / 1 / D

FORGERY Charge: 7
 Class: D DOV: 01/21/2010 Seq #: 8506 Title: 17-A / 703 / 1 / A

FORGERY Charge: 8
 Class: D DOV: 01/26/2010 Seq #: 8506 Title: 17-A / 703 / 1 / A

UNLAWFUL POSSESSION OF OXYCODONE Charge: 9
 Class: C DOV: 01/21/2010 Seq #: 11123 Title: 17-A / 1107-A / 1 / B / 4

UNLAWFUL POSSESSION OF OXYCODONE Charge: 10
 Class: C DOV: 01/26/2010 Seq #: 11123 Title: 17-A / 1107-A / 1 / B / 4

UNLAWFUL POSSESSION OF SCHEDULED DRUG Charge: 11
 Class: E DOV: 01/14/2010 Seq #: 8574 Title: 17-A / 1107-A / 1 / F

UNLAWFUL POSSESSION OF SCHEDULED DRUG Charge: 12
 Class: E DOV: 01/21/2010 Seq #: 8574 Title: 17-A / 1107-A / 1 / F

UNLAWFUL POSSESSION OF SCHEDULED DRUG Charge: 13
 Class: E DOV: 01/24/2010 Seq #: 8574 Title: 17-A / 1107-A / 1 / F

UNLAWFUL POSSESSION OF SCHEDULED DRUG Charge: 14
 Class: E DOV: 01/28/2010 Seq #: 8574 Title: 17-A / 1107-A / 1 / F

Charged by:

in present
 information
 complaint

Plea(s):

Guilty
 Nolo
 Not Guilty _____

Offense(s) convicted:

ACQUIRING DRUGS BY DECEPTION Charge: 4
 Class: D DOV: 01/21/2010 Seq #: 8578 Title: 17-A / 1108 / 1 / D

ACQUIRING DRUGS BY DECEPTION Charge: 5
 Class: D DOV: 01/24/2010 Seq #: 8578 Title: 17-A / 1108 / 1 / D

ACQUIRING DRUGS BY DECEPTION Charge: 6
 Class: D DOV: 01/28/2010 Seq #: 8578 Title: 17-A / 1108 / 1 / D

FORGERY Charge: 7
 Class: D DOV: 01/21/2010 Seq #: 8506 Title: 17-A / 703 / 1 / A

FORGERY Charge: 8
 Class: D DOV: 01/26/2010 Seq #: 8506 Title: 17-A / 703 / 1 / A

UNLAWFUL POSSESSION OF OXYCODONE Charge: 9
 Class: C DOV: 01/21/2010 Seq #: 11123 Title: 17-A / 1107-A / 1 / B / 4

UNLAWFUL POSSESSION OF OXYCODONE Charge: 10
 Class: C DOV: 01/26/2010 Seq #: 11123 Title: 17-A / 1107-A / 1 / B / 4

UNLAWFUL POSSESSION OF SCHEDULED DRUG Charge: 11
 Class: E DOV: 01/14/2010 Seq #: 8574 Title: 17-A / 1107-A / 1 / F

UNLAWFUL POSSESSION OF SCHEDULED DRUG Charge: 12
 Class: E DOV: 01/21/2010 Seq #: 8574 Title: 17-A / 1107-A / 1 / F

UNLAWFUL POSSESSION OF SCHEDULED DRUG Charge: 13
 Class: E DOV: 01/24/2010 Seq #: 8574 Title: 17-A / 1107-A / 1 / F

UNLAWFUL POSSESSION OF SCHEDULED DRUG Charge: 14
 Class: E DOV: 01/28/2010 Seq #: 8574 Title: 17-A / 1107-A / 1 / F

Convicted on:

plea
 jury verdict
 court finding

STATE OF MAINE

CONDITIONS OF PROBATION

COURT: Portland - ucd, (Superior) (District)

Docket No. CR-10-5394

DEFENDANT Jane Curtis

D.O.B. 12-7-77

SSN _____

You have been convicted of Acquiring Drugs by Deception, Acquiring Drugs by Deception which (is a) (are) Class C, D, D crime(s). You are placed on probation and committed to supervision by the Department of Corrections for the term of 2 (months) (years) subject to the conditions listed below.

THE CONDITIONS OF YOUR PROBATION ARE AS FOLLOWS: YOU SHALL

1. refrain from all criminal conduct and violation of federal, state and local laws.
2. report to the probation officer immediately and thereafter as directed and within 48 hours of your release from jail.
3. answer all questions by your probation officer and permit the officer to visit you at your home or elsewhere.
4. obtain permission from your probation officer before changing your address or employment.
5. not leave the State of Maine without written permission of your probation officer.
6. maintain employment and devote yourself to an approved employment or education program.
7. not possess or use any unlawful drugs and not possess or use alcohol (~~excessively~~).
8. identify yourself as a probationer to any law enforcement officer if you are arrested, detained or questioned for any reason and notify your probation officer of that contact within 24 hours.
9. waive extradition back to the State of Maine from any other place.
10. not own, possess or use any firearm or dangerous weapon if you have ever been convicted of a crime in any jurisdiction with a potential penalty of one year or more or any crime involving domestic violence or the use of a firearm or dangerous weapon.
11. pay to the Department of Corrections a supervision fee of \$ _____ per month.
- 12a. provide a DNA sample as required. 12b. Fully comply with the Sex Offender Registration and Notification Act.
13. pay to the Department of Corrections an (electronic monitoring fee) (substance testing fee) of \$ _____.
14. not own, possess or use any firearm or dangerous weapons.
15. submit to random search and testing for (alcohol) (drugs) (firearms) (dangerous weapons) (sexually oriented material) (_____) at the direction of a probation or law enforcement officer.
16. complete (evaluation and) counselling and treatment as an (out-patient / in-patient) (at _____ or a similar facility) as directed by your probation officer for (substance abuse) (sexual offender) (psychological) (domestic abuse) (certified batterer's intervention) (anger management) (medical) (_____) issues and sign any releases requested by your probation officer.
17. pay restitution in the [maximum] amount of \$ _____ through the (Department of Corrections) (Office of District Attorney) by _____ on a schedule set by the court or your probation officer for the benefit of _____ (joint and several with _____).
18. pay all fines, fees, surcharges and assessments in full (and counsel fees as ordered) to the clerk of this court not later than _____ (date), on a schedule set by the court or your probation officer.
19. not operate or attempt to operate any motor vehicle (including ATV, snowmobile, motorboat, powerboat or aircraft) (until properly licensed by the Secretary of State).
20. not associate with any other person who is on probation or parole without written permission of your probation officer.
21. have no contact with (male) (female) children under the age of _____. Have no direct or indirect contact or enter the residence, place of work, or educational location of _____ (and their family) except with the written permission of your probation officer and pursuant to a court order.
22. not be present in an establishment that serves liquor for on-premises consumption (after _____ AM / PM).
23. support your dependents and meet family responsibilities.
24. not view or possess any sexually oriented material or utilize access to the internet.
25. not have any possessory interest in any bank account except as authorized in writing by your probation officer.
26. appear for periodic judicial review as directed by the court or your probation officer.
27. perform _____ hours of public service work within _____ months as directed by your probation officer.
28. Other: No work in the healthcare field

If you violate or fail to fulfill any of the above conditions you may be arrested, your probation may be revoked and you may be required to serve the rest of your sentence in jail or prison.

ORDERED: All conditions of probation are incorporated into the judgment and docket by reference.

Date: 2/28/2011 Justice / Judge [Signature]

I acknowledge receipt of these conditions and accept them as written.

Witness: [Signature] Probationer: Jane Curtis

MARTIN'S POINT HEALTH CARE

331 Veranda Street, Portland, ME 04104

(207) 774-5801

Patrick J. Connolly, M.D.

FOR Jane Curtis

ADDRESS 192 Deering Ave., Portland, ME 04102

Oxycodone HCL 5mg tabs
1-2 tabs p.o q4h PRN Pain

#30 (thirty)

REFILLS 0 1-2-3-4-5 Dr. Patrick Connolly
DATE: 1/26/2010 DEA BC2982482 NPE # 1982659098

Any drug which is the generic or chemical equivalent of the drug specified above in this prescription may be dispensed provided that the drug dispensed is listed in the current edition of either the National Formulary or the United States Pharmacopœia and provided that no check mark (✓) has been hand-written in the box in the right-hand lower corner.



09 11 2 5-00 01



National Practitioner Data Bank
 Healthcare Integrity and Protection Data Bank
 P.O. Box 10832
 Chantilly, VA 20153-0832
<http://www.npdb-hipdb.hrsa.gov>

TEMPORARY RECORD OF SUBMISSION JUDGMENT OR CONVICTION REPORT

Report Number: 5500000067435972

Subject Name: CURTIS, JANE R

This information you entered has been transmitted to the NPDB and/or the HIPDB for processing based on the action reported or querying authority of your entity as specified when registering with the Data Bank(s). You have not met your obligation under applicable law until this information is received, processed, and accepted by the Data Bank(s) and an official response is returned. Your official response may be retrieved (i.e., downloaded) from <http://www.npdb-hipdb.hrsa.gov> approximately two to four hours after submission (some transactions may take longer).

When the official response is retrieved, please destroy this Temporary Record of Submission and replace it with the official response.

Report Type: INITIAL

A. REPORTING ENTITY

Entity Name: HEALTHCARE CRIMES UNIT
 Address: STATE HOUSE STATION 6
 DEPARTMENT OF ATTORNEY GENERAL
 City, State, ZIP: AUGUSTA, ME 04333
 Country:

Authorized Submitter's Name: NICOLE SACRE
 Authorized Submitter's Title: PARALEGAL
 Authorized Submitter's Telephone: (207) 626-8855
 Certification Date: 03/23/2011

Entity Internal Report Reference : 2010-024-60A

Numbers (UPIN):

Occupation/Field of Licensure (Code): REGISTERED (PROFESSIONAL) NURSE (100)
 State License Number, State of Licensure: R057141, ME
 Other, as Specified:
 Specialty:

AFFILIATES OR ASSOCIATES OF SUBJECT

Name: MARTIN'S POINT HEALTHCARE
 Address: 6 FARLEY ROAD
 City, State, ZIP: BRUNSWICK, ME 04011
 Country:
 Nature of Subject's Relationship to Affiliate: OTHER RELATIONSHIP - NOT CLASSIFIED, SPECIFY (999)
 Other Description: SUBJECT IS PAST EMPLOYEE

C. INFORMATION REPORTED

Venue (Court): CUMBERLAND COUNTY SUPERIOR COURT
 Jurisdiction: STATE/LOCAL COURT
 City, State of Court: PORTLAND, ME
 Docket/Court File Number: CR-2010-5394
 Prosecuting Agency or Civil Plaintiff: STATE
 Prosecuting Agency Claim Number: 2010-024-60A
 Investigating Agencies: MEMFCU
 Case Number(s) Used by Investigating Agencies: 2010-024-60A
 Type of Action: CRIMINAL CONVICTION (GUILTY PLEA OR TRIAL) (10)
 Statutory Offense(s) and Count(s): 8575 TITLE: 17-A / 1108 / 1 / A, ACQUIRING DRUGS BY DECEPTION CLASS C (1)
 8578 TITLE: 17-A / 1108 / 1 / D, ACQUIRING DRUGS BY DECEPTION CLASS D (3)

State of Maine



ATTORNEY GENERAL HEALTH CARE CRIMES UNIT

Case Number: 2010-024-60A

Report by:

Case Name: Jane Curtis RN

Det. James Gioia

Case Synopsis

08-18-10

While employed by Martin's Point Health Care Jane Curtis RN is alleged to have obtained drugs by calling in and forging prescriptions at several pharmacies including CVS, Hannaford and a CVS in Massachusetts.

This incident was initially reported to the Portland Police Department and Maine Drug Enforcement Agency and eventually transferred to this office on 05/24/10 at which time I was assigned to complete follow-up prior to any prosecution. My follow-up entailed collecting police reports, records from Martin's Point Health Care, CVS Pharmacy in Portland and Hannaford Pharmacy in Portland. I was also tasked with conducting brief interviews of the involved Pharmacists and several Martin's Point employees.

JC-0007

State of Maine



ATTORNEY GENERAL HEALTH CARE CRIMES UNIT

Case Number: 2010-024-60A

Report by:

Case Name: Jane Curtis RN

Det. James Gioia

Records indicate that MaineCare paid:

- \$11.4 for an Gabapentin Prescription on 1/04/10 for Jaime Brown
- \$2.77 for an Oxycodone Prescription on 1/21/10 for Jaime Brown
- \$13.70 for an Gabapentin Prescription on 1/21/10 for Maria Fowler

JC-0009

- C. On 01-16-2010 there was a request from the same patient to transfer the prescription to a CVS pharmacy in Cambridge, Massachusetts, and that pharmacy filled another 90 day prescription for Neurontin.
- D. On 01-28-2010 the same patient requested that the prescription be transferred back from to the Hannaford at 295 Forest Avenue in Portland, and another 90-day prescription for Neurontin was filled.
- E. On 01-21-2010 the CVS pharmacy at 449 Forest Avenue filled a prescription for Oxycodone to a patient, Jane Doe. This prescription also had the forged signature of DR. CONNOLLY.
- 5) LEEMAN then called the patient JANE DOE and learned that the prescriptions in her name were not any medication that she was prescribed and she was not a patient of DR. CONNOLLYS.
- 6) LEEMAN then checked what TRAIN calls the "Refill Protocol" of Martins Point Health Care records system. LEEMAN told TRAIN that she learned that a Registered Nurse named JANE CURTIS had filled two 90-day prescription refills of Neurontin for the JANE DOE patient on 01-14-2010. TRAIN states that Martins Point Health Care records show that those transactions were authorized by Nurse Practitioner JAIME ROCHE. TRAIN states that there was no signature on those authorizations and ROCHE confirmed that she did not authorize those prescriptions.
- 7) LEEMAN also told TRAIN that she discovered that CURTIS had missed work on 02-01-2010. TRAIN said that CURTIS called and left a message that she had been in a car accident and was in a Cambridge, Massachusetts hospital.
- 8) TRAIN then called the CVS pharmacy at 449 Forest Avenue in Portland, Maine and spoke to a pharmacist. TRAIN learned that there was, at the time, video footage of a female picking up a prescription of Oxycodone. TRAIN then went to that CVS store and viewed the video tape and learned that the woman on the tape appeared to be JANE CURTIS. TRAIN stated to Officer BLISS that the woman that she identified as JANE CURTIS was wearing a coat with large loop buttons on the front. TRAIN also confirmed with LEEMAN that CURTIS wears the same style of coat.
- 9) TRAIN told BLISS that she called CURTIS on 02-02-2010 and confronted her with what she had learned. CURTIS at denied having any involvement, but on 02-11-2010 CURTIS

ATTACHMENTS:

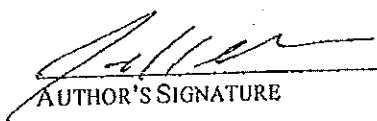
1. Criminal History of JANE CURTIS dob 12-7-1977
2. Portland PD report 2010-1248
3. Portland PD report 2010-2561

DISTRIBUTION:

1. AAG SUTTON

CASE STATUS:

Active

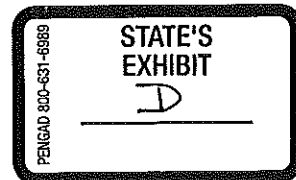
 4-12-10
AUTHOR'S SIGNATURE DATE

 APPROVED APR 12 2010
REVIEWER'S SIGNATURE DATE



JOHN ELIAS BALDACCI
GOVERNOR

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



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

February 23, 2010

Jane Curtis, RN
192 Deering Avenue
Portland, ME 04102

Re: NOTICE OF PROVIDER REPORT

Dear Ms. Curtis:

Enclosed for your reference is a copy of a letter dated February 16, 2010 from Martin's Point Health Care. This letter contains information of a possible violation of 32 M.R.S.A. Section 2105-A (2)(A), (2)(B), (2)(E), (2)(F) and (2)(H).

Please be advised that pursuant to law you are required to respond, in writing, within 30 days, or by **March 26, 2010**. Enclosed for your reference is a copy of Section 2105-A of the LAW REGULATING THE PRACTICE OF NURSING (32 M.R.S.A., Chapter 31).

Please do not hesitate to contact me if you have any questions regarding this matter.

Sincerely,

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

MAB:dls

Enclosures

pc: Diane E. Hills, Martin's Point Health Care
John H. Richards, Assistant Attorney General



PRINTED ON RECYCLED PAPER



February 16, 2010

Myra Broadway, Executive Director
Maine State Board of Nursing
161 Capitol St.
158 State House Station
Augusta, Maine 04333-0158

RECEIVED
FEB 17 2010
MAINE STATE
BOARD OF NURSING

Re: Jane Curtis, RN
192 Deering Avenue
Portland, ME 04102

License Number: R057141

Administration
331 Veranda Street
PO Box 9746
Portland, ME 04104-5040
207-774-5801
800-322-0280

Dear Ms. Broadway:

Operations
891 Washington Avenue
PO Box 9746
Portland, ME 04104-5040
207-774-5801
800-322-0280

On behalf of Martin's Point Health Care, please accept this report in accordance with the State of Maine reporting requirements relating to licensed practitioners.

More specifically, 24 M.R.S.A. § 2506 requires health care entities to report to a licensed practitioner's Board information concerning, among other things, employment action taken for reasons related to clinical competence or unprofessional conduct. The reporting statute requires Martin's Point to provide a description of the adverse action, the name of the practitioner involved, the date, and the location and a description of the event giving rise to the adverse action.

Brunswick
Health Care Center
6 Farley Road
Brunswick, ME 04011
207-725-8079
800-479-8079

The event at issue involves Ms. Jane Curtis, a Registered Nurse Employed by Martin's Point from January 4, 2010 to February 9, 2010. The events leading to this report occurred at the Martin's Point physician practice located on Veranda Street in Portland, Maine, and also at various pharmacies located in Maine and Massachusetts. The events occurred over a period of time in the month of January 2010. During this time, Ms. Curtis inappropriately assumed the identity of a patient at Martin's Point in order to illegally obtain prescription medication, including Neurontin and Oxycodone, under that patient's name. In addition, Ms. Curtis inappropriately removed at least two blank prescription sheets from a physician's prescription pad. In one case, she completed the script as if she were the patient. In the other case, she completed the script in her own name. In both cases, Ms. Curtis forged the practitioner's name to obtain Oxycodone.

Portland
Health Care Center
331 Veranda Street
PO Box 9746
Portland, ME 04104-5040
207-828-2402
800-897-1957

Portsmouth
Health Care Center
Pease International Tradeport
161 Corporate Drive
Portsmouth, NH 03801
603-431-5154
800-222-5154

Capital District Office
28 Corporate Drive, Suite 104
Clifton Park, NY 12065
518-371-3593
800-240-9129



Ms. Curtis initially denied the actions outlined above during a Telephone interview with Martin's Point human resources staff on February 10, 2010. Ms. Curtis was informed that the CVS pharmacy on Forest Avenue in Portland, Maine, has video of her obtaining Oxycodone while assuming the identity of a patient. On the morning of February 11, 2010, Ms. Curtis called Martin's Point and admitted to the conduct outlined above. Ms. Curtis seemed remorseful, indicated that she had a problem, and indicated that she would be checking herself into a substance abuse program.

Ms. Curtis was terminated from employment by letter dated February 9, 2010. In addition to this report to the Nursing Board, Martin's Point will be making reports to various state and federal governmental agencies related to potential HIPAA violations and possible insurance fraud related to MaineCare payments for at least some illegally obtained drugs.

Thank you for your attention to this matter and, should you have any questions, do not hesitate to contact me directly.

Very truly yours,

Diane E. Hills
Director, Compliance and Program Integrity
207-253-6929 (direct line)

Administration
331 Veranda Street
PO Box 9746
Portland, ME 04104-5040
207-774-5801
800-322-0280

Operations
891 Washington Avenue
PO Box 9746
Portland, ME 04104-5040
207-774-5801
800-322-0280

**Brunswick
Health Care Center**
6 Farley Road
Brunswick, ME 04011
207-725-8079
800-479-8079

**Portland
Health Care Center**
331 Veranda Street
PO Box 9746
Portland, ME 04104-5040
207-828-2402
800-897-1957

**Portsmouth
Health Care Center**
Pease International Tradeport
161 Corporate Drive
Portsmouth, NH 03801
603-431-5154
800-222-5154

Capital District Office
28 Corporate Drive, Suite 104
Clifton Park, NY 12055
518-371-3593
800-240-9129

martinspoint.org

MARTIN'S POINT HEALTH CARE

331 Veranda Street, Portland, ME 04104

(207) 774-5801

Patrick J. Connolly, M.D.

FOR Jane Curtis
ADDRESS 192 Deering Ave., Portland, ME 04102

Oxycodone HCl 5mg tabs
1-2 tabs p.o q4h PRN Pain

#30 (thirty)

REFILLS 0 1-2-3-4-5

Dr.

Patrick Connolly

DATE:

1/26/2010

DEA

BC2982482

NPE # 1982659098

Any drug which is the generic or chemical equivalent of the drug specified above in this prescription may be dispensed provided that the drug dispensed is listed in the current edition of either the National Formulary or the United States Pharmacopeia and provided that no check mark (✓) has been hand-written in the box in the right-hand lower corner.



09:11 5-01 011

01/26/2010

EXHIBIT B

MARTIN'S POINT HEALTH CARE

331 Veranda Street, Portland, ME 04104

(207) 774-5801

Patrick J. Connolly, M.D.

FOR Jaime Brown

ADDRESS 512 Roosevelt Trl, Windham, ME 04062

Oxycodone Hcl 5mg tabs
mt 1 tab po q 4h prn pain
WJ

REFILLS: 0-1-2-3-4-5 Dr. Patrick Connolly #20

DATE: 9/21/2010 DEA BC2982482 NPI# 1982655098

Any drug which is the generic or chemical equivalent of the drug specified above in this prescription may be dispensed provided that the drug dispensed is listed in the current edition of either the National Formulary or the United States Pharmacopeia and provided that no check mark (✓) has been hand-written in the box in the right-hand lower corner.

OS 4 of 8-801007



JOHN ELIAS BALDACCI
GOVERNOR

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

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

March 29, 2010

Jane Curtis, RN
192 Deering Avenue
Portland, ME 04102

Dear Ms. Curtis :

SECOND REQUEST

To date we have not received your response to our NOTICE OF PROVIDER REPORT dated February 23, 2010 regarding Martin's Point Health Care, February 16, 2010. It is in your best interest to respond as soon as possible but no later than April 12, 2010 or you will be scheduled for an informal conference.

Enclosed for your reference is a copy of the NOTICE OF PROVIDER REPORT.

Sincerely,

Dianne L. Stevens
Secretary

Enclosure



PRINTED ON RECYCLED PAPER



JOHN ELIAS BALDACCI
GOVERNOR

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

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

February 23, 2010

Jane Curtis, RN
192 Deering Avenue
Portland, ME 04102

Re: NOTICE OF PROVIDER REPORT

Dear Ms. Curtis:

Enclosed for your reference is a copy of a letter dated February 16, 2010 from Martin's Point Health Care. This letter contains information of a possible violation of 32 M.R.S.A. Section 2105-A (2)(A), (2)(B), (2)(E), (2)(F) and (2)(H).

Please be advised that pursuant to law you are required to respond, in writing, within 30 days, or by **March 26, 2010**. Enclosed for your reference is a copy of Section 2105-A of the LAW REGULATING THE PRACTICE OF NURSING (32 M.R.S.A., Chapter 31).

Please do not hesitate to contact me if you have any questions regarding this matter.

Sincerely,

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

MAB:dls

Enclosures

pc: Diane E. Hills, Martin's Point Health Care
John H. Richards, Assistant Attorney General



PRINTED ON RECYCLED PAPER



February 16, 2010

Myra Broadway, Executive Director
Maine State Board of Nursing
161 Capitol St.
158 State House Station
Augusta, Maine 04333-0158

RECEIVED
FEB 17 2010
MAINE STATE
BOARD OF NURSING

Re: Jane Curtis, RN
192 Deering Avenue
Portland, ME 04102

License Number: R057141

Administration
331 Veranda Street
PO Box 9746
Portland, ME 04104-5040
207-774-5801
800-322-0280

Dear Ms. Broadway:

On behalf of Martin's Point Health Care, please accept this report in accordance with the State of Maine reporting requirements relating to licensed practitioners.

Operations
891 Washington Avenue
PO Box 9746
Portland, ME 04104-5040
207-774-5801
800-322-0280

More specifically, 24 M.R.S.A. § 2506 requires health care entities to report to a licensed practitioner's Board information concerning, among other things, employment action taken for reasons related to clinical competence or unprofessional conduct. The reporting statute requires Martin's Point to provide a description of the adverse action, the name of the practitioner involved, the date, and the location and a description of the event giving rise to the adverse action.

Brunswick
Health Care Center
6 Farley Road
Brunswick, ME 04011
207-725-8079
800-479-8079

The event at issue involves Ms. Jane Curtis, a Registered Nurse Employed by Martin's Point from January 4, 2010 to February 9, 2010. The events leading to this report occurred at the Martin's Point physician practice located on Veranda Street in Portland, Maine, and also at various pharmacies located in Maine and Massachusetts. The events occurred over a period of time in the month of January 2010. During this time, Ms. Curtis inappropriately assumed the identity of a patient at Martin's Point in order to illegally obtain prescription medication, including Neurontin and Oxycodone, under that patient's name. In addition, Ms. Curtis inappropriately removed at least two blank prescription sheets from a physician's prescription pad. In one case, she completed the script as if she were the patient. In the other case, she completed the script in her own name. In both cases, Ms. Curtis forged the practitioner's name to obtain Oxycodone.

Portland
Health Care Center
331 Veranda Street
PO Box 9746
Portland, ME 04104-5040
207-828-2402
800-897-1957

Portsmouth
Health Care Center
Pease International Tradeport
161 Corporate Drive
Portsmouth, NH 03801
603-431-5154
800-222-5154

Capital District Office
28 Corporate Drive, Suite 104
Clifton Park, NY 12065
518-371-3593
800-240-9129



Ms. Curtis initially denied the actions outlined above during a Telephone interview with Martin's Point human resources staff on February 10, 2010. Ms. Curtis was informed that the CVS pharmacy on Forest Avenue in Portland, Maine, has video of her obtaining Oxycodone while assuming the identity of a patient. On the morning of February 11, 2010, Ms. Curtis called Martin's Point and admitted to the conduct outlined above. Ms. Curtis seemed remorseful, indicated that she had a problem, and indicated that she would be checking herself into a substance abuse program.

Ms. Curtis was terminated from employment by letter dated February 9, 2010. In addition to this report to the Nursing Board, Martin's Point will be making reports to various state and federal governmental agencies related to potential HIPAA violations and possible insurance fraud related to MaineCare payments for at least some illegally obtained drugs.

Thank you for your attention to this matter and, should you have any questions, do not hesitate to contact me directly.

Very truly yours,

Diane E. Hills
 Director, Compliance and Program Integrity
 207-253-6929 (direct line)

Administration
 331 Veranda Street
 PO Box 9746
 Portland, ME 04104-5040
 207-774-5801
 800-322-0280

Operations
 891 Washington Avenue
 PO Box 9746
 Portland, ME 04104-5040
 207-774-5801
 800-322-0280

Brunswick
Health Care Center
 6 Farley Road
 Brunswick, ME 04011
 207-725-8079
 800-479-8079

Portland
Health Care Center
 331 Veranda Street
 PO Box 9746
 Portland, ME 04104-5040
 207-828-2402
 800-897-1957

Portsmouth
Health Care Center
 Pease International Tradeport
 161 Corporate Drive
 Portsmouth, NH 03801
 603-431-5154
 800-222-5154

Capital District Office
 28 Corporate Drive, Suite 104
 Clifton Park, NY 12065
 518-371-3593
 800-240-9129



JOHN ELIAS BALDACCI
GOVERNOR

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

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

April 15, 2010

Jane Curtis, RN
192 Deering Avenue
Portland, ME 04102

Re: NOTICE OF COMPLAINT FOR FAILURE TO RESPOND

Dear Ms. Curtis:

Please be advised the Maine State Board of Nursing is initiating its own complaint regarding your failure to respond, as required by law (32 M.R.S.A. Section 2105-A, (1-A)), to the NOTICE OF PROVIDER REPORT dated February 23, 2010 regarding Martin's Point Health Care through letter dated February 16, 2010.

Please be advised that pursuant to law you are required to respond, in writing, to this final notice no later than (30 days), or by May 19, 2010. Enclosed for your reference is a copy of Section 2105-A of the LAW REGULATING THE PRACTICE OF NURSING (32 M.R.S.A., Chapter 31).

Please do not hesitate to contact me if you have any questions regarding this matter.

Sincerely,

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

MAB:dls

Enclosures

pc: John H. Richards, Assistant Attorney General



PRINTED ON RECYCLED PAPER



JOHN ELIAS BALDACCI
GOVERNOR

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

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

February 23, 2010

Jane Curtis, RN
192 Deering Avenue
Portland, ME 04102

Re: NOTICE OF PROVIDER REPORT

Dear Ms. Curtis:

Enclosed for your reference is a copy of a letter dated February 16, 2010 from Martin's Point Health Care. This letter contains information of a possible violation of 32 M.R.S.A. Section 2105-A (2)(A), (2)(B), (2)(E), (2)(F) and (2)(H).

Please be advised that pursuant to law you are required to respond, in writing, within 30 days, or by **March 26, 2010**. Enclosed for your reference is a copy of Section 2105-A of the LAW REGULATING THE PRACTICE OF NURSING (32 M.R.S.A., Chapter 31).

Please do not hesitate to contact me if you have any questions regarding this matter.

Sincerely,

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

MAB:dls

Enclosures

pc: Diane E. Hills, Martin's Point Health Care
John H. Richards, Assistant Attorney General



PRINTED ON RECYCLED PAPER



February 16, 2010

Myra Broadway, Executive Director
Maine State Board of Nursing
161 Capitol St.
158 State House Station
Augusta, Maine 04333-0158

RECEIVED
FEB 17 2010
MAINE STATE
BOARD OF NURSING

Re: Jane Curtis, RN
192 Deering Avenue
Portland, ME 04102

License Number: R057141

Administration
331 Veranda Street
PO Box 9746
Portland, ME 04104-5040
207-774-5801
800-322-0280

Dear Ms. Broadway:

On behalf of Martin's Point Health Care, please accept this report in accordance with the State of Maine reporting requirements relating to licensed practitioners.

Operations
891 Washington Avenue
PO Box 9746
Portland, ME 04104-5040
207-774-5801
800-322-0280

More specifically, 24 M.R.S.A. § 2506 requires health care entities to report to a licensed practitioner's Board information concerning, among other things, employment action taken for reasons related to clinical competence or unprofessional conduct. The reporting statute requires Martin's Point to provide a description of the adverse action, the name of the practitioner involved, the date, and the location and a description of the event giving rise to the adverse action.

Brunswick
Health Care Center
6 Farley Road
Brunswick, ME 04011
207-725-8079
800-479-8079

The event at issue involves Ms. Jane Curtis, a Registered Nurse Employed by Martin's Point from January 4, 2010 to February 9, 2010. The events leading to this report occurred at the Martin's Point physician practice located on Veranda Street in Portland, Maine, and also at various pharmacies located in Maine and Massachusetts. The events occurred over a period of time in the month of January 2010. During this time, Ms. Curtis inappropriately assumed the identity of a patient at Martin's Point in order to illegally obtain prescription medication, including Neurontin and Oxycodone, under that patient's name. In addition, Ms. Curtis inappropriately removed at least two blank prescription sheets from a physician's prescription pad. In one case, she completed the script as if she were the patient. In the other case, she completed the script in her own name. In both cases, Ms. Curtis forged the practitioner's name to obtain Oxycodone.

Portland
Health Care Center
331 Veranda Street
PO Box 9746
Portland, ME 04104-5040
207-828-2402
800-897-1957

Portsmouth
Health Care Center
Pease International Tradeport
161 Corporate Drive
Portsmouth, NH 03801
603-431-5154
800-222-5154

Capital District Office
28 Corporate Drive, Suite 104
Clifton Park, NY 12065
518-371-3593
800-240-9129



Ms. Curtis initially denied the actions outlined above during a Telephone interview with Martin's Point human resources staff on February 10, 2010. Ms. Curtis was informed that the CVS pharmacy on Forest Avenue in Portland, Maine, has video of her obtaining Oxycodone while assuming the identity of a patient. On the morning of February 11, 2010, Ms. Curtis called Martin's Point and admitted to the conduct outlined above. Ms. Curtis seemed remorseful, indicated that she had a problem, and indicated that she would be checking herself into a substance abuse program.

Ms. Curtis was terminated from employment by letter dated February 9, 2010. In addition to this report to the Nursing Board, Martin's Point will be making reports to various state and federal governmental agencies related to potential HIPAA violations and possible insurance fraud related to MaineCare payments for at least some illegally obtained drugs.

Thank you for your attention to this matter and, should you have any questions, do not hesitate to contact me directly.

Very truly yours,

Diane E. Hills
Director, Compliance and Program Integrity
207-253-6929 (direct line)

Administration
331 Veranda Street
PO Box 9746
Portland, ME 04104-5040
207-774-5801
800-322-0280

Operations
891 Washington Avenue
PO Box 9746
Portland, ME 04104-5040
207-774-5801
800-322-0280

Brunswick
Health Care Center
6 Farley Road
Brunswick, ME 04011
207-725-8079
800-479-8079

Portland
Health Care Center
331 Veranda Street
PO Box 9746
Portland, ME 04104-5040
207-828-2402
800-897-1957

Portsmouth
Health Care Center
Pease International Tradeport
161 Corporate Drive
Portsmouth, NH 03801
603-431-5154
800-222-5154

Capital District Office
28 Corporate Drive, Suite 104
Clifton Park, NY 12065
518-371-3593
800-240-9129



JOHN ELIAS BALDACCI
GOVERNOR

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

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

March 29, 2010

Jane Curtis, RN
192 Deering Avenue
Portland, ME 04102

Dear Ms. Curtis :

SECOND REQUEST

To date we have not received your response to our NOTICE OF PROVIDER REPORT dated February 23, 2010 regarding Martin's Point Health Care, February 16, 2010. It is in your best interest to respond as soon as possible but no later than April 12, 2010 or you will be scheduled for an informal conference.

Enclosed for your reference is a copy of the NOTICE OF PROVIDER REPORT.

Sincerely,

Dianne L. Stevens
Secretary

Enclosure



PRINTED ON RECYCLED PAPER



JOHN ELIAS BALDACCI
GOVERNOR

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

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

February 23, 2010

Jane Curtis, RN
192 Deering Avenue
Portland, ME 04102

Re: NOTICE OF PROVIDER REPORT

Dear Ms. Curtis:

Enclosed for your reference is a copy of a letter dated February 16, 2010 from Martin's Point Health Care. This letter contains information of a possible violation of 32 M.R.S.A. Section 2105-A (2)(A), (2)(B), (2)(E), (2)(F) and (2)(H).

Please be advised that pursuant to law you are required to respond, in writing, within 30 days, or by **March 26, 2010**. Enclosed for your reference is a copy of Section 2105-A of the LAW REGULATING THE PRACTICE OF NURSING (32 M.R.S.A., Chapter 31).

Please do not hesitate to contact me if you have any questions regarding this matter.

Sincerely,

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

MAB:dls

Enclosures

pc: Diane E. Hills, Martin's Point Health Care
John H. Richards, Assistant Attorney General



PRINTED ON RECYCLED PAPER



February 16, 2010

Myra Broadway, Executive Director
Maine State Board of Nursing
161 Capitol St.
158 State House Station
Augusta, Maine 04333-0158

RECEIVED
FEB 17 2010
MAINE STATE
BOARD OF NURSING

Re: Jane Curtis, RN
192 Deering Avenue
Portland, ME 04102

License Number: R057141

Administration
331 Veranda Street
PO Box 9746
Portland, ME 04104-5040
207-774-5801
800-322-0280

Dear Ms. Broadway:

Operations
891 Washington Avenue
PO Box 9746
Portland, ME 04104-5040
207-774-5801
800-322-0280

On behalf of Martin's Point Health Care, please accept this report in accordance with the State of Maine reporting requirements relating to licensed practitioners.

More specifically, 24 M.R.S.A. § 2506 requires health care entities to report to a licensed practitioner's Board information concerning, among other things, employment action taken for reasons related to clinical competence or unprofessional conduct. The reporting statute requires Martin's Point to provide a description of the adverse action, the name of the practitioner involved, the date, and the location and a description of the event giving rise to the adverse action.

Brunswick
Health Care Center
6 Farley Road
Brunswick, ME 04011
207-725-8079
800-479-8079

The event at issue involves Ms. Jane Curtis, a Registered Nurse Employed by Martin's Point from January 4, 2010 to February 9, 2010. The events leading to this report occurred at the Martin's Point physician practice located on Veranda Street in Portland, Maine, and also at various pharmacies located in Maine and Massachusetts. The events occurred over a period of time in the month of January 2010. During this time, Ms. Curtis inappropriately assumed the identity of a patient at Martin's Point in order to illegally obtain prescription medication, including Neurontin and Oxycodone, under that patient's name. In addition, Ms. Curtis inappropriately removed at least two blank prescription sheets from a physician's prescription pad. In one case, she completed the script as if she were the patient. In the other case, she completed the script in her own name. In both cases, Ms. Curtis forged the practitioner's name to obtain Oxycodone.

Portland
Health Care Center
331 Veranda Street
PO Box 9746
Portland, ME 04104-5040
207-828-2402
800-897-1957

Portsmouth
Health Care Center
Pease International Tradeport
161 Corporate Drive
Portsmouth, NH 03801
603-431-5154
800-222-5154

Capital District Office
28 Corporate Drive, Suite 104
Clifton Park, NY 12065
518-371-3593
800-240-9129



Ms. Curtis initially denied the actions outlined above during a Telephone interview with Martin's Point human resources staff on February 10, 2010. Ms. Curtis was informed that the CVS pharmacy on Forest Avenue in Portland, Maine, has video of her obtaining Oxycodone while assuming the identity of a patient. On the morning of February 11, 2010, Ms. Curtis called Martin's Point and admitted to the conduct outlined above. Ms. Curtis seemed remorseful, indicated that she had a problem, and indicated that she would be checking herself into a substance abuse program.

Ms. Curtis was terminated from employment by letter dated February 9, 2010. In addition to this report to the Nursing Board, Martin's Point will be making reports to various state and federal governmental agencies related to potential HIPAA violations and possible insurance fraud related to MaineCare payments for at least some illegally obtained drugs.

Thank you for your attention to this matter and, should you have any questions, do not hesitate to contact me directly.

Very truly yours,

Diane E. Hills
Director, Compliance and Program Integrity
207-253-6929 (direct line)

Administration
331 Veranda Street
PO Box 9746
Portland, ME 04104-5040
207-774-5801
800-322-0280

Operations
891 Washington Avenue
PO Box 9746
Portland, ME 04104-5040
207-774-5801
800-322-0280

Brunswick
Health Care Center
6 Farley Road
Brunswick, ME 04011
207-725-8079
800-479-8079

Portland
Health Care Center
331 Veranda Street
PO Box 9746
Portland, ME 04104-5040
207-828-2402
800-897-1957

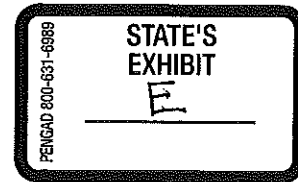
Portsmouth
Health Care Center
Pease International Tradeport
161 Corporate Drive
Portsmouth, NH 03801
603-431-5154
800-222-5154

Capital District Office
28 Corporate Drive, Suite 104
Clifton Park, NY 12065
518-371-3593
800-240-9129



JOHN ELIAS BALDACCI
GOVERNOR

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



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

October 15, 2010

Jane Curtis
1 Crawford Street, #6
Cambridge, MA 02139

Dear Ms. Curtis:

Enclosed please find Board correspondence dated September 16, 2010 advising you of its decision to suspend your Maine registered professional nursing license, effective September 2, 2010; this letter was returned to our office on October 8, 2010 as "Unable to Forward, Attempted - Not Known."

In addition, I am enclosing a copy of the Notice of Hearing which was recently sent to you at your Portland, ME address in anticipation it may also be returned to us as undeliverable.

Please be advised that Chapter 3 Section 1(B) of the Board's Rules and Regulations requires that "Notice of change of name and/or address shall be submitted by any licensee as promptly as possible."

Sincerely,

Jayne Winters
Probation/Compliance

Enclosures
pc: John H. Richards, Asst. Attorney General

CERTIFIED/RETURN RECEIPT REQUESTED 7005 1820 0002 9002 7517



PRINTED ON RECYCLED PAPER



JOHN ELIAS BALDACCI
GOVERNOR

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

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

October 15, 2010

Jane Curtis
1 Crawford Street, #6
Cambridge, MA 02139

Dear Ms. Curtis:

Enclosed please find Board correspondence dated September 16, 2010 advising you of its decision to suspend your Maine registered professional nursing license, effective September 2, 2010; this letter was returned to our office on October 8, 2010 as "Unable to Forward, Attempted – Not Known."

In addition, I am enclosing a copy of the Notice of Hearing which was recently sent to you at your Portland, ME address in anticipation it may also be returned to us as undeliverable.

Please be advised that Chapter 3 Section 1(B) of the Board's Rules and Regulations requires that "Notice of change of name and/or address shall be submitted by any licensee as promptly as possible."

Sincerely,

A handwritten signature in cursive script that reads "Jayne Winters".

Jayne Winters
Probation/Compliance

Enclosures

pc: John H. Richards, Asst. Attorney General



PRINTED ON RECYCLED PAPER



JOHN ELIAS BALDACCI
GOVERNOR

October 15, 2010

Jane Curtis
1 Crawford Street, #6
Cambridge, MA 02139

Dear Ms. Curtis:

Enclosed please find Board correspondence dated September 16, 2010 advising you of its decision to suspend your Maine registered professional nursing license, effective September 2, 2010; this letter was returned to our office on October 8, 2010 as "Unable to Forward, Attempted - Not Known."

In addition, I am enclosing a copy of the Notice of Hearing which was recently sent to you at your Portland, ME address in anticipation it may also be returned to us as undeliverable.

Please be advised that Chapter 3 Section 1(B) of the Board's Rules and Regulations requires that "Notice of change of name and/or address shall be submitted by any licensee as promptly as possible."

Sincerely,

Jayne Winters
Probation/Compliance

Enclosures

pc: John H. Richards, Asst. Attorney General

CERTIFIED/RETURN RECEIPT REQUESTED 7005 1820 0002 9002 7517

SENDER COMPLETES THIS SECTION	COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> <input checked="" type="checkbox"/> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. <input checked="" type="checkbox"/> Print your name and address on the reverse so that we can return the card to you. <input checked="" type="checkbox"/> Attach this card to the back of the mailpiece, or on the front if space permits. 	A. Signature <input checked="" type="checkbox"/> <input type="checkbox"/> Agent <input type="checkbox"/> Address	
1. Article Addressed to: <p style="font-size: 1.2em; margin-left: 40px;">Jane Curtis 1 Crawford St #6 Cambridge, MA 02139</p>	B. Received by (Printed Name) <p style="font-size: 1.2em; margin-left: 40px;">JANE CURTIS</p>	C. Date of Delivery <p style="font-size: 1.2em; margin-left: 40px;">11/6/10</p>
2. Article Number <i>(Transfer from service label)</i>	D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
PS Form 3811, February 2004	3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.	
Domestic Return Receipt	4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	
	Article Number: 7005 1820 0002 9002 7517	
	102695-02-M-15	



PRINTED ON RECYCLED PAPER

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

PHONE: (207) 287-1133

FAX: (207) 287-1149



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

October 4, 2010

Jane Curtis
192 Deering Avenue
Portland, ME 04102

NOTICE OF HEARING

Dear Ms. Curtis:

This is to notify you that the Maine State Board of Nursing ("the Board") will conduct a hearing under the authority of 32 M.R.S.A. Section 2105-A(1-A)(D) and 10 M.R.S.A. Section 8003(5) to determine whether grounds exist for the Board to take disciplinary action against your license to practice registered professional nursing. The hearing is scheduled for Friday, November 5, 2010 at 2:30PM at the Board office located at 161 Capitol Street in Augusta, Maine.

The hearing will concern whether you have violated 32 M.R.S.A. Section 2105-A(2)(A), (2)(B), (2)(E)(1), (2)(E)(2), (2)(F), and (2)(H); and whether you violated Chapter 4, Disciplinary Action and Violations of Law, Section 1.A.(1), 1.A.(2), 1.A.(5), 1.A.(6), and 1.A.(8) and Chapter 4, Section 3.(B), 3.(F), 3.(H), 3.(K), 3.(O), 3.(P) and 3.(Q) of the Rules and Regulations of the Maine State Board of Nursing. The specific issues to be decided are (1) whether you engaged in fraud or deceit in connection with service rendered within the scope of the license issued; (2) whether there is habitual substance abuse that has resulted or is foreseeably likely to result in your performing services in a manner that endangers the health and safety of your patients; (3) whether you are incompetent in the practice for which you are licensed; (4) whether you have violated a standard of professional behavior that has been established in the practice for which you are licensed; (5) whether you violated a rule adopted by the Board; (6) whether you assumed duties and responsibilities within the practice of nursing without adequate preparation or when competency has not been maintained; (7) whether you failed to take appropriate action or to follow policies and procedures in the practice situation designed to safeguard patients; (8) whether you intentionally or negligently caused physical or emotional harm to a patient; (9) whether you inaccurately recorded, falsified or altered a patient or health care provider record; (10) whether you practiced nursing when your physical or mental ability to practice was impaired by alcohol or drugs; (11) whether you diverted drugs, supplies or property of a patient or health care provider; and (12) whether you possessed, obtained, furnished or administered prescription drugs to any person, including yourself, except as directed by a person authorized by law to prescribe drugs. The factual allegations are contained in the information enclosed:

1. Information submitted by Martin's Point Health Care through letter dated February 16, 2010;
2. Board Notice of Complaint for Failure to Respond through letter dated April 15, 2010; and



PRINTED ON RECYCLED PAPER

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

PHONE: (207) 287-1133

FAX: (207) 287-1149

3. Court documentation [Docket No. CR-10-5394] submitted by the Office of the Attorney General through FAX dated August 20, 2010.

In addition, the Board will hear testimony and review evidence concerning:

4. Criminal Docket No. 0952CR001177 from the Trial Court of Massachusetts, District Court Department, dated April 21, 2010 regarding five counts of Attempt to Commit Crime and one count of Possession of Burglarious Instrument

Pursuant to 5 M.R.S.A. § 5302 (1): "Licensing agencies may refuse to grant or renew, or may suspend, revoke or take other disciplinary action against any occupational license, registration or permit on the basis of the criminal history record information relating to convictions denominated in section 5301, subsection 2, but only if the licensing agency determines that the applicant, licensee, registrant or permit holder so convicted has not been sufficiently rehabilitated to warrant the public trust. The applicant, licensee, registrant or permit holder shall bear the burden of proof that there exists sufficient rehabilitation to warrant the public trust."

The hearing will be held in accordance with applicable provisions of the Maine Administrative Procedure Act, 5 M.R.S.A. Section 9051 and 9064. You have the right to be represented by an attorney. You may present evidence, call witnesses and present oral or written testimony and arguments to the Board. Applications for intervention pursuant to 5 M.R.S.A. Section 9054 will be accepted until the commencement of the hearing.

Failure to appear at the scheduled hearing may result in a disposition by default. Any such default may be set aside for good cause shown and information obtained during the hearing may be used in subsequent legal proceedings. Violations of the above-cited statutory and regulatory provisions may result in sanctions ranging from a letter of guidance or concern to suspension or revocation of your license. A fine of up to \$1,500 for each violation may be imposed. Also, please be advised that pursuant to 10 M.R.S.A. Section 8003-D, if there is a finding of violation, the Board may assess actual expenses of investigation and hearing in addition to other penalties provided by law. Such expenses include, but are not limited to, travel expenses and the proportionate part of the salaries and other expenses of investigators and/or inspectors; hourly costs of hearing officers; costs associated with record retrieval; and the costs of transcribing or reproducing the administrative record.

If you have any questions concerning the conduct of the hearing, please do not hesitate to contact me.

Sincerely,



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

MAB:jcw

Enclosures

pc: Diane Hills, Martin's Point Health Care
James E. Smith, Presiding Officer and Counsel for the Board
John H. Richards, Assistant Attorney General

CERTIFIED MAIL RETURN RECEIPT REQUESTED 7005 1820 0002 9002 5001



JOHN ELIAS BALDACCI
GOVERNOR

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

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

September 16, 2010

Jane Curtis, RN
192 Deering Avenue
Portland, ME 04102

Dear Ms. Curtis:

This is to notify you that at its September 1 – 2, 2010 meeting, the Maine State Board of Nursing voted to suspend your registered professional nurse license effective immediately pursuant to 5 M.R.S.A. Section 10004(3) based upon the immediate jeopardy your continued practice of registered professional nursing poses to your health and safety and the health and safety of the public.

You will receive notice of an Adjudicatory Hearing in a separate letter.

Sincerely,

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

MAB/clb

pc: Diane E. Hills, Director, Martin's Point Health Care
John H. Richards, Assistant Attorney General



PRINTED ON RECYCLED PAPER



JOHN ELIAS BALDACC
GOVERNOR

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

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

November 3, 2010

Eve M. Slattery, Esq.
Dwyer & Collora, LLP
600 Atlantic Avenue
Boston, MA 02210-2211

Re: Jane Curtis

Dear Ms. Slattery:

Pursuant to your letter dated November 2, 2010, a continuance for the November 5, 2010 adjudicatory hearing regarding the registered professional nursing license for Jane Curtis is granted with the understanding that Ms. Curtis's license remains suspended pending the hearing.

Please do not hesitate to contact John H. Richards, Assistant Attorney General, if you have any questions.

Sincerely,

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

MAB:jcw

pc: Jane Curtis
Diane Hills, Director Compliance/Program Integrity – Martin's Point
James E. Smith, Esq., Presiding Officer and Counsel for the Board
John H. Richards, Assistant Attorney General



PRINTED ON RECYCLED PAPER

Dwyer & Collora, LLP

600 Atlantic Avenue
Boston, Massachusetts 02210-2211
Telephone (617) 371-1000
Fax (617) 371-1037
www.dwyercollora.com

November 2, 2010

Eve M. Slattery
(617) 371-1019
eslattery@dwyercollora.com

BY FACSIMILE

Myra A. Broadway
Executive Director
State of Maine
Board of Nursing
158 State House Station
Augusta, ME 04333-0158

Re: Jane Curtis, R.N.

Dear Ms. Broadway:

On behalf of Jane Curtis, I am writing to respectfully request that her hearing currently scheduled for November 5, 2010 be continued to a date in the future.

As ground for this request, Ms. Curtis would like to try to resolve her matter, in which case a hearing would not be necessary. Ms. Curtis is currently in the process of entering into a bridge agreement with the Massachusetts Board of Registration in Nursing whereby she would enter into the SARP program by a date certain. It is anticipated that the date will be in approximately five months to allow Ms. Curtis to taper off her suboxone treatment. Ms. Curtis understands that her Maine license has been summarily suspended and that it will remain suspended until her matter is resolved or she has a hearing.

If you have any questions or need any additional information, please contact me.

Very truly yours,



Eve M. Slattery

EMS/lag

cc: Jane Curtis, R.N.

CRIMINAL DOCKET	DOCKET NUMBER 0952CR001177	NO. OF COUNTS 6	Trial Court of Massachusetts District Court Department
------------------------	--------------------------------------	---------------------------	---

DEFENDANT NAME AND ADDRESS Jane R Curtis 1 Crawford Street 6 Cambridge, MA 02139	DOB 12/07/1977	GENDER Female	COURT NAME & ADDRESS Cambridge District Court 4040 Mystic Valley Parkway Medford, MA 02155
	DATE COMPLAINT ISSUED 05/19/2009		
	PRECOMPLAINT ARREST DATE 05/18/2009		INTERPRETER REQUIRED

COUNT	CODE	OFFENSE DESCRIPTION	OFFENSE DATE
1	274/6	ATTEMPT TO COMMIT CRIME c274 §6	05/18/2009
2	274/6	ATTEMPT TO COMMIT CRIME c274 §6	05/18/2009
3	274/6	ATTEMPT TO COMMIT CRIME c274 §6	05/18/2009
4	274/6	ATTEMPT TO COMMIT CRIME c274 §6	05/18/2009
5	274/6	ATTEMPT TO COMMIT CRIME c274 §6	05/18/2009

DEFENSE ATTORNEY <i>D. J. Lombardo</i>	OFFENSE CITY/TOWN Cambridge	POLICE DEPARTMENT CAMBRIDGE PD
--	---------------------------------------	--

DATE & JUDGE	DOCKET ENTRY	DATE & JUDGE	FEES IMPOSED
5-14-09 <i>Scrago</i>	<input type="checkbox"/> Attorney appointed (SJC R. 3:10) <input type="checkbox"/> Atty denied & Deft. Advised per 211 D §2A <input type="checkbox"/> Waiver of Counsel found after colloquy Terms of release set: <input checked="" type="checkbox"/> PR <input checked="" type="checkbox"/> Bail 2500.00 <input type="checkbox"/> Sup Docket for special condition <input type="checkbox"/> Held (276 §58A)	6/1/14	Counsel Fee (2110 § 2) \$150.00 Counsel Contribution (2110 § 2) \$50.00 Default Warrant Fee (276 § 30(1)) \$0.00 Default Warrant Arrest Fee (276 § 30 (2)) \$0.00
5-19-09	Arraigned and advised: <input checked="" type="checkbox"/> Potential of bail revocation (276 §58) <input type="checkbox"/> Right to bail to review (276 §58) <input type="checkbox"/> Right to drug exam (111E § 10)	4-21-2010	Probation Supervision Fee (276 § 87A) \$65 Bail Order Forfeited
2-21-2010 <i>Hogan</i>	Advised of right to jury trial <input checked="" type="checkbox"/> Waiver of jury found after colloquy <input type="checkbox"/> Does not waive Advised of trial rights as pro se (Dist. Ct. Supp.R.4)		9276A000005/11/10PROB FEE 9276A000005/11/10VSS
	Advised of right of appeal to Appeals CL (M.R. Crim P.R. 28)		

SCHEDULING HISTORY					
NO.	SCHEDULED DATE	EVENT	RESULT	JUDGE	TAPE START/STOP
1	05/19/2009	Arraignment	<input checked="" type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd	<i>Scrago</i>	
2	6-11-09	PI	<input checked="" type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input checked="" type="checkbox"/> Cont'd	<i>Scrago</i>	2108
3	7-27-09	PI	<input type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd	<i>Scrago</i>	2108
4	8-26-09	C+E	<input type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd	<i>Scrago</i>	
5			<input type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd	<i>Scrago</i>	
6	9-22-09	C+E	<input type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd	<i>Scrago</i>	
7	11-2-09	CE	<input type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd	<i>Scrago</i>	
8	12-7-09	C+E	<input type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd	<i>Scrago</i>	
9	2-24-10	Jury S	<input type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd	<i>Scrago</i>	
10	4-21-2010	Jury State	<input type="checkbox"/> Held <input type="checkbox"/> Not Held but Event Resolved <input type="checkbox"/> Cont'd	<i>Scrago</i>	

APPROVED ABBREVIATIONS ARR = Arraignment PTH = Pretrial hearing DCE = Discovery compliance & jury selection STR = Bench trial JTR = Jury trial PCH = Probable cause hearing MOT = Motion hearing SRE = Status review SRP = Status review of payments FAT = First appearance in jury session SEN = Sentencing CWF = Continuance-without-finding scheduled to terminate PRO = Probation scheduled to terminate OFTA = Defendant failed to appear & was defaulted WAR = Warrant issued WARD = Default warrant issued WR = Warrant or default warrant recalled PVH = probation revocation hearing			
A TRUE COPY ATTEST:	CLERK-MAGISTRATE / ASST CLERK X	TOTAL NO. OF PAGES	ON (DATE)



CRIMINAL DOCKET - OFFENSES	DEFENDANT NAME Jane R Curtis	DOCKET NUMBER 0952CR001177
-----------------------------------	--	--------------------------------------

COUNT / OFFENSE 1 ATTEMPT TO COMMIT CRIME c274 §6	DISPOSITION DATE AND JUDGE 4-21-2010 Hagan J															
DISPOSITION METHOD <input type="checkbox"/> Guilty Plea or <input checked="" type="checkbox"/> Admission to Sufficient Facts accepted after colloquy and 278 §29D warning <input type="checkbox"/> Bench Trial <input type="checkbox"/> Jury Trial <input type="checkbox"/> Dismissed upon: <input type="checkbox"/> Request of Commonwealth <input type="checkbox"/> Request of Victim <input type="checkbox"/> Request of Defendant <input type="checkbox"/> Failure to prosecute <input type="checkbox"/> Other: <input type="checkbox"/> Filed with Defendant's consent <input type="checkbox"/> Nolle Prosequi <input type="checkbox"/> Decriminalized (277 §70 C)	<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:15%;">FINE/ASSESSMENT</td> <td style="width:15%;">SURFINE</td> <td style="width:15%;">COSTS</td> <td style="width:15%;">OUI §24D FEE</td> <td style="width:15%;">OUI VICTIMS ASMT</td> </tr> <tr> <td>HEAD INJURY ASMT</td> <td>RESTITUTION</td> <td>VW ASSESSMENT</td> <td>BATTERER'S FEE</td> <td>OTHER</td> </tr> <tr> <td></td> <td></td> <td>50</td> <td>547 4-21-2011</td> <td></td> </tr> </table> <p>SENTENCE OR OTHER DISPOSITION <input checked="" type="checkbox"/> Sufficient facts found but continued without a finding until: <input type="checkbox"/> Defendant placed on probation until: <input type="checkbox"/> Risk/Need or OUI <input type="checkbox"/> Administrative Supervision <input type="checkbox"/> Defendant placed on pretrial probation (276 §87) until: <input type="checkbox"/> To be dismissed if court costs / restitution paid by: 4-21-2011 Random Screens STAY IN TREAT</p>	FINE/ASSESSMENT	SURFINE	COSTS	OUI §24D FEE	OUI VICTIMS ASMT	HEAD INJURY ASMT	RESTITUTION	VW ASSESSMENT	BATTERER'S FEE	OTHER			50	547 4-21-2011	
FINE/ASSESSMENT	SURFINE	COSTS	OUI §24D FEE	OUI VICTIMS ASMT												
HEAD INJURY ASMT	RESTITUTION	VW ASSESSMENT	BATTERER'S FEE	OTHER												
		50	547 4-21-2011													
FINDING <input type="checkbox"/> Guilty <input type="checkbox"/> Not Guilty <input type="checkbox"/> Responsible <input type="checkbox"/> Not Responsible <input type="checkbox"/> Probable Cause <input type="checkbox"/> No Probable Cause	FINAL DISPOSITION <input type="checkbox"/> Dismissed on recommendation of Probation Dept. <input type="checkbox"/> Probation terminated: defendant discharged <input type="checkbox"/> Sentence or disposition revoked (see cont'd page)															

COUNT / OFFENSE 2 ATTEMPT TO COMMIT CRIME c274 §6	DISPOSITION DATE AND JUDGE 4-21-2010 Hagan J															
DISPOSITION METHOD <input type="checkbox"/> Guilty Plea or <input checked="" type="checkbox"/> Admission to Sufficient Facts accepted after colloquy and 278 §29D warning <input type="checkbox"/> Bench Trial <input type="checkbox"/> Jury Trial <input type="checkbox"/> Dismissed upon: <input type="checkbox"/> Request of Commonwealth <input type="checkbox"/> Request of Victim <input type="checkbox"/> Request of Defendant <input type="checkbox"/> Failure to prosecute <input type="checkbox"/> Other: <input type="checkbox"/> Filed with Defendant's consent <input type="checkbox"/> Nolle Prosequi <input type="checkbox"/> Decriminalized (277 §70 C)	<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:15%;">FINE/ASSESSMENT</td> <td style="width:15%;">SURFINE</td> <td style="width:15%;">COSTS</td> <td style="width:15%;">OUI §24D FEE</td> <td style="width:15%;">OUI VICTIMS ASMT</td> </tr> <tr> <td>HEAD INJURY ASMT</td> <td>RESTITUTION</td> <td>VW ASSESSMENT</td> <td>BATTERER'S FEE</td> <td>OTHER</td> </tr> <tr> <td></td> <td></td> <td>waived</td> <td></td> <td></td> </tr> </table> <p>SENTENCE OR OTHER DISPOSITION <input checked="" type="checkbox"/> Sufficient facts found but continued without a finding until: <input type="checkbox"/> Defendant placed on probation until: <input type="checkbox"/> Risk/Need or OUI <input type="checkbox"/> Administrative Supervision <input type="checkbox"/> Defendant placed on pretrial probation (276 §87) until: <input type="checkbox"/> To be dismissed if court costs / restitution paid by: 4-21-2011 3276A000005/11/10VICTIM WITH 50.00</p>	FINE/ASSESSMENT	SURFINE	COSTS	OUI §24D FEE	OUI VICTIMS ASMT	HEAD INJURY ASMT	RESTITUTION	VW ASSESSMENT	BATTERER'S FEE	OTHER			waived		
FINE/ASSESSMENT	SURFINE	COSTS	OUI §24D FEE	OUI VICTIMS ASMT												
HEAD INJURY ASMT	RESTITUTION	VW ASSESSMENT	BATTERER'S FEE	OTHER												
		waived														
FINDING <input type="checkbox"/> Guilty <input type="checkbox"/> Not Guilty <input type="checkbox"/> Responsible <input type="checkbox"/> Not Responsible <input type="checkbox"/> Probable Cause <input type="checkbox"/> No Probable Cause	FINAL DISPOSITION <input type="checkbox"/> Dismissed on recommendation of Probation Dept. <input type="checkbox"/> Probation terminated: defendant discharged <input type="checkbox"/> Sentence or disposition revoked (see cont'd page)															

COUNT / OFFENSE 3 ATTEMPT TO COMMIT CRIME c274 §6	DISPOSITION DATE AND JUDGE 4-21-2010 Hagan J															
DISPOSITION METHOD <input type="checkbox"/> Guilty Plea or <input checked="" type="checkbox"/> Admission to Sufficient Facts accepted after colloquy and 278 §29D warning <input type="checkbox"/> Bench Trial <input type="checkbox"/> Jury Trial <input type="checkbox"/> Dismissed upon: <input type="checkbox"/> Request of Commonwealth <input type="checkbox"/> Request of Victim <input type="checkbox"/> Request of Defendant <input type="checkbox"/> Failure to prosecute <input type="checkbox"/> Other: <input type="checkbox"/> Filed with Defendant's consent <input type="checkbox"/> Nolle Prosequi <input type="checkbox"/> Decriminalized (277 §70 C)	<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:15%;">FINE/ASSESSMENT</td> <td style="width:15%;">SURFINE</td> <td style="width:15%;">COSTS</td> <td style="width:15%;">OUI §24D FEE</td> <td style="width:15%;">OUI VICTIMS ASMT</td> </tr> <tr> <td>HEAD INJURY ASMT</td> <td>RESTITUTION</td> <td>VW ASSESSMENT</td> <td>BATTERER'S FEE</td> <td>OTHER</td> </tr> <tr> <td></td> <td></td> <td>waived</td> <td></td> <td></td> </tr> </table> <p>SENTENCE OR OTHER DISPOSITION <input checked="" type="checkbox"/> Sufficient facts found but continued without a finding until: <input type="checkbox"/> Defendant placed on probation until: <input type="checkbox"/> Risk/Need or OUI <input type="checkbox"/> Administrative Supervision <input type="checkbox"/> Defendant placed on pretrial probation (276 §87) until: <input type="checkbox"/> To be dismissed if court costs / restitution paid by: 4-21-2011</p>	FINE/ASSESSMENT	SURFINE	COSTS	OUI §24D FEE	OUI VICTIMS ASMT	HEAD INJURY ASMT	RESTITUTION	VW ASSESSMENT	BATTERER'S FEE	OTHER			waived		
FINE/ASSESSMENT	SURFINE	COSTS	OUI §24D FEE	OUI VICTIMS ASMT												
HEAD INJURY ASMT	RESTITUTION	VW ASSESSMENT	BATTERER'S FEE	OTHER												
		waived														
FINDING <input type="checkbox"/> Guilty <input type="checkbox"/> Not Guilty <input type="checkbox"/> Responsible <input type="checkbox"/> Not Responsible <input type="checkbox"/> Probable Cause <input type="checkbox"/> No Probable Cause	FINAL DISPOSITION <input type="checkbox"/> Dismissed on recommendation of Probation Dept. <input type="checkbox"/> Probation terminated: defendant discharged <input type="checkbox"/> Sentence or disposition revoked (see cont'd page)															



CRIMINAL DOCKET - OFFENSES	DEFENDANT NAME Jane R Curtis	DOCKET NUMBER 0952CR001177
-----------------------------------	---------------------------------	-------------------------------

COUNT / OFFENSE 4 ATTEMPT TO COMMIT CRIME c274 §6	DISPOSITION DATE AND JUDGE 4-21-2010 Hagan J
--	---

DISPOSITION METHOD <input type="checkbox"/> Guilty Plea or <input checked="" type="checkbox"/> Admission to Sufficient Facts accepted after colloquy and 278 §29D warning <input type="checkbox"/> Bench Trial <input type="checkbox"/> Jury Trial <input type="checkbox"/> Dismissed upon: <input type="checkbox"/> Request of Commonwealth <input type="checkbox"/> Request of Victim <input type="checkbox"/> Request of Defendant <input type="checkbox"/> Failure to prosecute <input type="checkbox"/> Other: <input type="checkbox"/> Filed with Defendant's consent <input type="checkbox"/> Nolo Prosequi <input type="checkbox"/> Decriminalized (277 §70 C)	FINE/ASSESSMENT	SURFINE	COSTS	OUI §24D FEE	OUI VICTIMS ASMT
	HEAD INJURY ASMT	RESTITUTION	VW ASSESSMENT	BATTERER'S FEE	OTHER
SENTENCE OR OTHER DISPOSITION 4-21-2011 <input checked="" type="checkbox"/> Sufficient facts found but continued without a finding until: <input type="checkbox"/> Defendant placed on probation until: <input type="checkbox"/> Risk/Need or OUI <input type="checkbox"/> Administrative Supervision <input type="checkbox"/> Defendant placed on pretrial probation (276 §87) until: <input type="checkbox"/> To be dismissed if court costs / restitution paid by:					

FINDING <input type="checkbox"/> Guilty <input type="checkbox"/> Not Guilty <input type="checkbox"/> Responsible <input type="checkbox"/> Not Responsible <input type="checkbox"/> Probable Cause <input type="checkbox"/> No Probable Cause	FINAL DISPOSITION <input type="checkbox"/> Dismissed on recommendation of Probation Dept. <input type="checkbox"/> Probation terminated; defendant discharged <input type="checkbox"/> Sentence or disposition revoked (see cont'd page)	JUDGE	DATE
---	---	-------	------

COUNT / OFFENSE 5 ATTEMPT TO COMMIT CRIME c274 §6	DISPOSITION DATE AND JUDGE 4-21-2010 Hagan J
--	---

DISPOSITION METHOD <input type="checkbox"/> Guilty Plea or <input checked="" type="checkbox"/> Admission to Sufficient Facts accepted after colloquy and 278 §29D warning <input type="checkbox"/> Bench Trial <input type="checkbox"/> Jury Trial <input type="checkbox"/> Dismissed upon: <input type="checkbox"/> Request of Commonwealth <input type="checkbox"/> Request of Victim <input type="checkbox"/> Request of Defendant <input type="checkbox"/> Failure to prosecute <input type="checkbox"/> Other: <input type="checkbox"/> Filed with Defendant's consent <input type="checkbox"/> Nolo Prosequi <input type="checkbox"/> Decriminalized (277 §70 C)	FINE/ASSESSMENT	SURFINE	COSTS	OUI §24D FEE	OUI VICTIMS ASMT
	HEAD INJURY ASMT	RESTITUTION	VW ASSESSMENT	BATTERER'S FEE	OTHER
SENTENCE OR OTHER DISPOSITION 4-21-2011 <input checked="" type="checkbox"/> Sufficient facts found but continued without a finding until: <input type="checkbox"/> Defendant placed on probation until: <input type="checkbox"/> Risk/Need or OUI <input type="checkbox"/> Administrative Supervision <input type="checkbox"/> Defendant placed on pretrial probation (276 §87) until: <input type="checkbox"/> To be dismissed if court costs / restitution paid by:					

FINDING <input type="checkbox"/> Guilty <input type="checkbox"/> Not Guilty <input type="checkbox"/> Responsible <input type="checkbox"/> Not Responsible <input type="checkbox"/> Probable Cause <input type="checkbox"/> No Probable Cause	FINAL DISPOSITION <input type="checkbox"/> Dismissed on recommendation of Probation Dept. <input type="checkbox"/> Probation terminated; defendant discharged <input type="checkbox"/> Sentence or disposition revoked (see cont'd page)	JUDGE	DATE
---	---	-------	------

COUNT / OFFENSE 6 BURGLARIOUS INSTRUMENT, POSSESS c266 §49	DISPOSITION DATE AND JUDGE 4-21-2010 Hagan J
---	---

DISPOSITION METHOD <input type="checkbox"/> Guilty Plea or <input checked="" type="checkbox"/> Admission to Sufficient Facts accepted after colloquy and 278 §29D warning <input type="checkbox"/> Bench Trial <input type="checkbox"/> Jury Trial <input type="checkbox"/> Dismissed upon: <input type="checkbox"/> Request of Commonwealth <input type="checkbox"/> Request of Victim <input type="checkbox"/> Request of Defendant <input type="checkbox"/> Failure to prosecute <input type="checkbox"/> Other: <input type="checkbox"/> Filed with Defendant's consent <input type="checkbox"/> Nolo Prosequi <input type="checkbox"/> Decriminalized (277 §70 C)	FINE/ASSESSMENT	SURFINE	COSTS	OUI §24D FEE	OUI VICTIMS ASMT
	HEAD INJURY ASMT	RESTITUTION	VW ASSESSMENT	BATTERER'S FEE	OTHER
SENTENCE OR OTHER DISPOSITION 4-21-2011 <input checked="" type="checkbox"/> Sufficient facts found but continued without a finding until: <input type="checkbox"/> Defendant placed on probation until: <input type="checkbox"/> Risk/Need or OUI <input type="checkbox"/> Administrative Supervision <input type="checkbox"/> Defendant placed on pretrial probation (276 §87) until: <input type="checkbox"/> To be dismissed if court costs / restitution paid by:					

FINDING <input type="checkbox"/> Guilty <input type="checkbox"/> Not Guilty <input type="checkbox"/> Responsible <input type="checkbox"/> Not Responsible <input type="checkbox"/> Probable Cause <input type="checkbox"/> No Probable Cause	FINAL DISPOSITION <input type="checkbox"/> Dismissed on recommendation of Probation Dept. <input type="checkbox"/> Probation terminated; defendant discharged <input type="checkbox"/> Sentence or disposition revoked (see cont'd page)	JUDGE	DATE
---	---	-------	------



JC-0109

TENDER OF PLEA OR ADMISSION WAIVER OF RIGHTS	DOCKET NO. <i>0952CK001177</i>	NO. OF COUNTS <i>6</i>	Trial Court of Massachusetts District Court Department
INSTRUCTIONS: This form must be typed or printed clearly, completed prior to the Pretrial Hearing, signed both counsel and submitted to the court by the defendant at or before the Pretrial Hearing.	NAME OF DEFENDANT <i>James Curtis</i>		COURT DIVISION Cambridge District Court 40 Thomdike St. - P.O. Box 338 East Cambridge, MA 02141

SECTION I TENDER OF PLEA

Defendant in this case hereby tenders the following: PLEA OF GUILTY ADMISSION TO FACTS SUFFICIENT FOR A FINDING OF GUILTY conditioned on the dispositional terms indicated below. *Include all proposed terms (guilty finding, finding of sufficient facts, continued without finding, dismissal, fine, costs, probation period and supervision terms, restitution amount including the identification of the recipient of restitution, and any sentence of incarceration, split sentence or suspended sentence, etc.). Number each count and specify terms for each count separately.*

COUNT NO.	DEFENDANT'S DISPOSITIONAL TERMS (Check "Yes" if Prosecution agrees -- Check "No" if Prosecution disagrees)	PROSECUTOR'S RECOMMENDATION (Required if Prosecutor disagrees with terms)
1	<i>C.W.O.F</i> <i>1yr probation</i> <i>continue treatment</i> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	<i>away - 1yr. prob.</i> <i>continued treatment</i> <i>services</i>
2	" YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	<i>CONCURRENT w/ COUNT 1</i> ↓
3	" YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	
4	" YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	
5	" YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	
6	" YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	

WE HAVE CONSULTED WITH THE PROBATION DEPARTMENT REGARDING ANY PROBATION TERMS SET FORTH ABOVE.

SIGNATURE OF DEFENSE COUNSEL <i>[Signature]</i>	DATE <i>4/21/10</i>	SIGNATURE OF PROSECUTING OFFICER <i>[Signature]</i>	DATE <i>4/21/10</i>
--	------------------------	--	------------------------

SECTION II PLEA OR ADMISSION ACCEPTED BY THE COURT

The Court ACCEPTS the tendered Plea or Admission on defendant's terms set forth in Section I, and will impose sentence in accordance with said terms, subject to submission of defendant's written WAIVER (see Section IV on reverse of this form), completion of the required oral COLLOQUY, a determination that there is a FACTUAL BASIS for the Plea or Admission, and notice of ALIEN RIGHTS.

SECTION III PLEA OR ADMISSION REJECTED BY THE COURT

The Court <input type="checkbox"/> REJECTS the defendant's dispositional terms set forth above and, in accordance with Mass. R. Crim. P. 12(c)(6), has set forth to the defendant the dispositional terms it would find acceptable, to wit:	DEFENDANT'S DECISION IF COURT REJECTS TENDERED PLEA OR ADMISSION: <input type="checkbox"/> Defendant WITHDRAWS the tendered Plea or Admission; the parties must complete and file a Pretrial Conference Report, a Pretrial Hearing must be conducted and a trial date scheduled, if necessary. <input type="checkbox"/> Defendant ACCEPTS terms set forth by the Court, a Plea or Admission will be accepted by the court and said dispositional terms imposed, subject to submission of defendant's written WAIVER (see Section IV on reverse of this form), completion of the required oral COLLOQUY, a determination that there is a FACTUAL BASIS for the Plea or Admission, and notice of ALIEN RIGHTS.
---	--

SIGNATURE OF JUDGE ACCEPTING OR REJECTING PLEA OR ADMISSION <i>[Signature]</i>	DATE <i>4-21-10</i>	SIGNATURE OF DEFENSE COUNSEL (if rejection decision made) <i>[Signature]</i>	DATE
---	------------------------	---	------

SECTION IV DEFENDANT'S WAIVER OF RIGHTS (G.L.c. 263, § 5B) & ALIEN RIGHTS NOTICE (G.L.c. 278, § 29D)

I, the undersigned defendant, understand and acknowledge that I am voluntarily giving up the right to be tried by a jury or a judge without a jury on these charges.

I have discussed my constitutional and other rights with my attorney. I understand that the jury would consist of six jurors chosen at random from the community, and that I could participate in selecting those jurors, who would determine unanimously whether I was guilty or not guilty. I understand that by entering my plea of guilty or admission, I will also be giving up my right to confront, cross-examine, and compel the attendance of witnesses; to present evidence in my defense; to remain silent and refuse to testify or provide evidence against myself by asserting my privilege against self-incrimination, all with the assistance of my defense attorney; and to be presumed innocent until proven guilty by the prosecution beyond a reasonable doubt.

I am aware of the nature and elements of the charge or charges to which I am entering my guilty plea or admission. I am also aware of the nature and range of the possible sentence or sentences.

My guilty plea or admission is not the result of force or threats. It is not the result of assurances or promises, other than any agreed-upon recommendation by the prosecution, as set forth in Section I of this form. I have decided to plead guilty, or admit to sufficient facts, voluntarily and freely.

I am not now under the influence of any drug, medication, liquor or other substance that would impair my ability to fully understand the constitutional and statutory rights that I am waiving when I plead guilty, or admit to sufficient facts to support a finding of guilty.

I understand that if I am not a citizen of the United States, conviction of this offense may have the consequences of deportation, exclusion from admission to the United States, or denial of naturalization, pursuant to the laws of the United States.

SIGNATURE OF DEFENDANT

DATE 4/21/10

X

~~4-21-10~~

SECTION V DEFENSE COUNSEL'S CERTIFICATE (G.L.c. 218, § 26A)

As required by G.L. c. 218, § 26A, I certify that as legal counsel to the defendant in this case, I have explained to the defendant the above-stated provisions of law regarding the defendant's waiver of jury trial, and other rights so as to enable the defendant to tender his or her plea of guilty or admission knowingly, intelligently and voluntarily.

SIGNATURE OF DEFENSE COUNSEL

B.B.O. NO.

DATE 4/21/10

X

63B29

~~4/21/10~~

SECTION VI JUDGE'S CERTIFICATION

I, the undersigned Justice of the District Court, addressed the defendant directly in open court. I made appropriate inquiry into the education and background of the defendant and am satisfied that he or she fully understands all of his or her rights as set forth in Section IV of this form, and that he or she is not under the influence of any drug, medication, liquor or other substance that would impair his or her ability to fully understand those rights. I find, after an oral colloquy with the defendant, that the defendant has knowingly, intelligently and voluntarily waived all of his or her rights as explained during these proceedings and as set forth in this form.

After a hearing, I have found a factual basis for the charge(s) to which the defendant is pleading guilty or admitting and I have found that the facts as related by the prosecution and admitted by the defendant would support a conviction on the charges to which the plea or admission is made.

JC-0112



I further certify that the defendant was informed and advised that if he or she is not a citizen of the United States, a conviction of the offense with which he or she was charged may have the consequences of deportation, exclusion from admission to the United States, or denial of naturalization, pursuant to the laws of the United States.

SIGNATURE OF JUDGE

DATE




X

4-21-10


CRIMINAL COMPLAINT POLICE COPY		DOCKET NUMBER 0952CR001177	NO. OF COUNTS 6	Trial Court of Massachusetts District Court Department 	
DEFENDANT NAME & ADDRESS Jane R Curtis 1 Crawford Street 6 Cambridge, MA 02139				COURT NAME & ADDRESS Cambridge District Court 4040 Mystic Valley Parkway Medford, MA 02155 (781)306-2710	
DEFENDANT DOB 12/07/1977	COMPLAINT ISSUED 05/19/2009	DATE OF OFFENSE 05/18/2009	ARREST DATE 05/18/2009		
OFFENSE CITY / TOWN Cambridge	OFFENSE ADDRESS		NEXT EVENT DATE & TIME 05/19/2009 9:00 AM		
POLICE DEPARTMENT CAMBRIDGE PD	POLICE INCIDENT NUMBER 9003540		NEXT SCHEDULED EVENT Arraignment		
OBTN TCAM200900832			ROOM / SESSION Arraignment Session		
The undersigned complainant, on behalf of the Commonwealth, on oath complains that on the date(s) indicated below the defendant committed the offense(s) listed below and on any attached pages.					

COUNT	CODE	DESCRIPTION
1	274/6	ATTEMPT TO COMMIT CRIME c274 §6
<p>On 05/18/2009 did use an object to attempt to pry the door open and thereby did attempt to commit the offense of B&E day for felony, but did fall in the perpetration of such offense, or was intercepted and prevented in the execution of such offense, in violation of G.L. c.274, §6.</p> <p>PENALTY: (1 If attempted offense punishable by state prison for life or 5 years or more; state prison not more than 5 years; or jail or house of correction not more than 2½ years; (2 If attempted offense punishable by state prison for less than 5 years, or by jail or house of correction, or by fine: jail or house of correction not more than 1 year; or not more than \$300; (3 If attempted offense is larceny under c.266, §30: jail or house of correction not more than 2½ years; or fine; or both. If attempted offense was G.L. c.265, §§13B, 13F, 13H, 22, 22A, 23, 24, 24B or 26, or c.272, §§3 or 35A, upon conviction, lifetime community parole supervision may be optional or mandatory pursuant to G.L. c.265, §45 and c.275, §18. If attempted offense was G.L. c.265, §13B, indecent assault and battery on a mentally retarded person under c.265, §13F, or G.L. c.265, §§13H, 22, 22A, 23, 24 or 24B, kidnapping of a child under 16 under c.265, §28, or G.L. c.272, §§2, 3, 4A, 4B, a subsequent offense under c.272, §18, or G.L. c.272, §§17, 28, 29A, 29B, 29C or 35A, upon conviction must register as a sex offender pursuant to G.L. c.6, §§178C-178P.</p>		
2	274/6	ATTEMPT TO COMMIT CRIME c274 §6
<p>On 05/18/2009 did use an object to attempt to pry door open and thereby did attempt to commit the offense of B&E day for felony, but did fall in the perpetration of such offense, or was intercepted and prevented in the execution of such offense, in violation of G.L. c.274, §6.</p> <p>PENALTY: (1 If attempted offense punishable by state prison for life or 5 years or more; state prison not more than 5 years; or jail or house of correction not more than 2½ years; (2 If attempted offense punishable by state prison for less than 5 years, or by jail or house of correction, or by fine: jail or house of correction not more than 1 year; or not more than \$300; (3 If attempted offense is larceny under c.266, §30: jail or house of correction not more than 2½ years; or fine; or both. If attempted offense was G.L. c.265, §§13B, 13F, 13H, 22, 22A, 23, 24, 24B or 26, or c.272, §§3 or 35A, upon conviction, lifetime community parole supervision may be optional or mandatory pursuant to G.L. c.265, §45 and c.275, §18. If attempted offense was G.L. c.265, §13B, indecent assault and battery on a mentally retarded person under c.265, §13F, or G.L. c.265, §§13H, 22, 22A, 23, 24 or 24B, kidnapping of a child under 16 under c.265, §28, or G.L. c.272, §§2, 3, 4A, 4B, a subsequent offense under c.272, §18, or G.L. c.272, §§17, 28, 29A, 29B, 29C or 35A, upon conviction must register as a sex offender pursuant to G.L. c.6, §§178C-178P.</p>		

JC-0113

SIGNATURE OF COMPLAINANT 	SWORN TO BEFORE CLERK-MAGISTRATE/ASST. CLERK/DEP. ASST. CLERK 	DATE
NAME OF COMPLAINANT	CLERK-MAGISTRATE/ASST. CLERK 	DATE

Notice to Defendant: 42 U.S.C. § 3796gg-4(e) requires this notice: If you are convicted of a misdemeanor crime of domestic violence you may be prohibited permanently from purchasing and/or possessing a firearm and/or ammunition pursuant to 18 U.S.C. § 922 (g) (9) and other applicable related Federal, State, or local laws.

CRIMINAL COMPLAINT ADDITIONAL COUNTS	DOCKET NUMBER 0952CR001177	NO. OF COUNTS 6	Trial Court of Massachusetts District Court Department 
--	-------------------------------	--------------------	---

COUNT CODE DESCRIPTION
3 274/B ATTEMPT TO COMMIT CRIME c274 §6

On 05/18/2009 did use an object to attempt to pry door open and thereby did attempt to commit the offense of B&E day for felony, but did fall in the perpetration of such offense, or was intercepted and prevented in the execution of such offense, in violation of G.L. c.274, §6.

PENALTY: (1 If attempted offense punishable by state prison for life or 5 years or more: state prison not more than 5 years; or jail or house of correction not more than 2½ years; (2 If attempted offense punishable by state prison for less than 5 years, or by jail or house of correction, or by fine: jail or house of correction not more than 1 year; or not more than \$300; (3 If attempted offense is larceny under c.266, §30: jail or house of correction not more than 2½ years; or fine; or both. If attempted offense was G.L. c.265, §§13B, 13F, 13H, 22, 22A, 23, 24, 24B or 26, or c.272, §§3 or 35A, upon conviction, lifetime community parole supervision may be optional or mandatory pursuant to G.L. c.265, §45 and c.276, §18. If attempted offense was G.L. c.265, §13B, indecent assault and battery on a mentally retarded person under c.265, §13F, or G.L. c.265, §§13H, 22, 22A, 23, 24 or 24B, kidnapping of a child under 16 under c.265, §28, or G.L. c.272, §§2, 3, 4A, 4B, a subsequent offense under c.272, §16, or G.L. c.272, §§17, 28, 29A, 29B, 29C or 35A, upon conviction must register as a sex offender pursuant to G.L. c.6, §§178C-178P.

4 274/J6 ATTEMPT TO COMMIT CRIME c274 §6

On 05/18/2009 did use an object to attempt to pry door open and thereby did attempt to commit the offense of B&E day for felony, but did fall in the perpetration of such offense, or was intercepted and prevented in the execution of such offense, in violation of G.L. c.274, §6.

PENALTY: (1 If attempted offense punishable by state prison for life or 5 years or more: state prison not more than 5 years; or jail or house of correction not more than 2½ years; (2 If attempted offense punishable by state prison for less than 5 years, or by jail or house of correction, or by fine: jail or house of correction not more than 1 year; or not more than \$300; (3 If attempted offense is larceny under c.266, §30: jail or house of correction not more than 2½ years; or fine; or both. If attempted offense was G.L. c.265, §§13B, 13F, 13H, 22, 22A, 23, 24, 24B or 26, or c.272, §§3 or 35A, upon conviction, lifetime community parole supervision may be optional or mandatory pursuant to G.L. c.265, §45 and c.276, §18. If attempted offense was G.L. c.265, §13B, indecent assault and battery on a mentally retarded person under c.265, §13F, or G.L. c.265, §§13H, 22, 22A, 23, 24 or 24B, kidnapping of a child under 16 under c.265, §28, or G.L. c.272, §§2, 3, 4A, 4B, a subsequent offense under c.272, §16, or G.L. c.272, §§17, 28, 29A, 29B, 29C or 35A, upon conviction must register as a sex offender pursuant to G.L. c.6, §§178C-178P.

5 274/J6 ATTEMPT TO COMMIT CRIME c274 §6

On 05/18/2009 did use an object to attempt to pry door open and thereby did attempt to commit the offense of B&E day for felony, but did fall in the perpetration of such offense, or was intercepted and prevented in the execution of such offense, in violation of G.L. c.274, §6.

PENALTY: (1 If attempted offense punishable by state prison for life or 5 years or more: state prison not more than 5 years; or jail or house of correction not more than 2½ years; (2 If attempted offense punishable by state prison for less than 5 years, or by jail or house of correction, or by fine: jail or house of correction not more than 1 year; or not more than \$300; (3 If attempted offense is larceny under c.266, §30: jail or house of correction not more than 2½ years; or fine; or both. If attempted offense was G.L. c.265, §§13B, 13F, 13H, 22, 22A, 23, 24, 24B or 26, or c.272, §§3 or 35A, upon conviction, lifetime community parole supervision may be optional or mandatory pursuant to G.L. c.265, §45 and c.276, §18. If attempted offense was G.L. c.265, §13B, indecent assault and battery on a mentally retarded person under c.265, §13F, or G.L. c.265, §§13H, 22, 22A, 23, 24 or 24B, kidnapping of a child under 16 under c.265, §28, or G.L. c.272, §§2, 3, 4A, 4B, a subsequent offense under c.272, §16, or G.L. c.272, §§17, 28, 29A, 29B, 29C or 35A, upon conviction must register as a sex offender pursuant to G.L. c.6, §§178C-178P.

6 266/49/B BURGLARIOUS INSTRUMENT, POSSESS c266 §49

On 5/18/2008 did knowingly have possession of an engine, machine, tool or implement adapted and designed for cutting through, forcing or breaking open a building, room, vault, safe or other depository, in order to steal therefrom money or other property, or to commit some other crime, knowing the same to be adapted and designed for such purpose, with intent to use or employ or allow the same to be used or employed for such purpose, in violation of G.L. c.266, §49.

PENALTY: state prison not more than 10 years; or jail not more than 2½ years and not more than \$1000. District Court has final jurisdiction under G.L. c.218, §26.

JC-0114

APPLICATION FOR CRIMINAL COMPLAINT	APPLICATION NO. (court use only)	PAGE 1 OF 2	Trial Court of Massachusetts District Court Department
I, the undersigned complainant, request that a criminal complaint issue against the accused charging the offense(s) listed below. If the accused HAS NOT BEEN ARRESTED and the charges involve:			Cambridge District Court 4040 Mystic Valley Parkway Medford, MA 02155
<input type="checkbox"/> ONLY MISDEMEANOR(S), I request a hearing <input type="checkbox"/> WITHOUT NOTICE because of an imminent threat of <input type="checkbox"/> BODILY INJURY <input type="checkbox"/> COMMISSION OF A CRIME <input type="checkbox"/> FLIGHT <input type="checkbox"/> WITH NOTICE to accused. <input type="checkbox"/> ONE OR MORE FELONIES, I request a hearing <input type="checkbox"/> WITHOUT NOTICE <input type="checkbox"/> WITH NOTICE to accused <input type="checkbox"/> WARRANT is requested because prosecutor represents that accused may not appear unless arrested.			ARREST STATUS OF ACCUSED <input checked="" type="checkbox"/> HAS <input type="checkbox"/> HAS NOT been arrested



INFORMATION ABOUT ACCUSED			
NAME (FIRST MI LAST) AND ADDRESS JANE REVERE CURTIS 1 CRAWFORD ST. 6 CAMBRIDGE MA 02139		BIRTH DATE 12/07/1977	SOCIAL SECURITY NUMBER 048781810
		PCP NO.	MARITAL STATUS UNMARRIED
		DRIVER'S LICENSE NO. S90188277	STATE MA
		GENDER FEMALE	HEIGHT 503
		WEIGHT 140	EYES HAZEL
HAIR BLN	RACE WHITE	COMPLEXION FAIR	SCARS/MARKS/TATTOOS
EMPLOYER/SCHOOL (UNEMPLOYED)		MOTHER'S MAIDEN NAME (FIRST MI LAST) SUSAN CURTIS	FATHER'S NAME (FIRST MI LAST) TIMOTHY CURTIS

CASE INFORMATION			
COMPLAINANT NAME (FIRST MI LAST) MATTHEW SOUSA		COMPLAINANT TYPE <input checked="" type="checkbox"/> POLICE <input type="checkbox"/> CITIZEN <input type="checkbox"/> OTHER	PD CAM
ADDRESS 125 Sixth Street Cambridge, MA 02139		PLACE OF OFFENSE 402 BROADWAY CAMBRIDGE, MA	INCIDENT REPORT NO. 9003540
		ORTN TCAM200900832	CITATION NO(S)

OFFENSE CODE 2661A/B 274/G	DESCRIPTION Attempt to Commit Crime ATTEMPT TO COMMIT CRIME	OFFENSE DATE 05/18/2009 11:37:00
VARIABLES (e.g. victim name, controlled substance, type and value of property, other variable information; see Complaint Language Manual) VIC: MAX STALLER & D UNGAR		
OFFENSE CODE 2661A/B 274/H	DESCRIPTION Attempt to Commit Crime ATTEMPT TO COMMIT CRIME	OFFENSE DATE 05/18/2009 11:49:00
VARIABLES VIC: N CHERNYAK, G FULKI, T BOTTO		
OFFENSE CODE 2661A/B 274/I	DESCRIPTION Attempt to Commit Crime ATTEMPT TO COMMIT CRIME	OFFENSE DATE 5/18/09
VARIABLES VIC: J PAVELKO		

REMARKS	COMPLAINANT'S SIGNATURE X <i>Matthew Sousa</i>	DATE FILED 5/19/09
COURT USE ONLY	A HEARING UPON THIS COMPLAINT APPLICATION WILL BE HELD AT THE ABOVE COURT ADDRESS ON	DATE OF HEARING AT TIME OF HEARING

DATE	PROCESSING OF NON-ARREST APPLICATION (COURT USE ONLY)	CLERK/JUDGE
	NOTICE SENT OF CLERK'S HEARING SCHEDULED ON:	
	NOTICE SENT OF JUDGE'S HEARING SCHEDULED ON:	
	HEARING CONTINUED TO:	
	APPLICATION DECIDED WITHOUT NOTICE TO ACCUSED BECAUSE <input type="checkbox"/> IMMINENT THREAT OF <input type="checkbox"/> BODILY INJURY <input type="checkbox"/> CRIME <input type="checkbox"/> FLIGHT BY ACCUSED <input type="checkbox"/> FELONY CHARGED AND POLICE DO NOT REQUEST NOTICE <input type="checkbox"/> FELONY CHARGED BY CIVILIAN; NO NOTICE AT CLERK'S DISCRETION	

DATE	COMPLAINANT TO ISSUE	COMPLAINANT DENIED	CLERK/JUDGE
5/19/09	<input checked="" type="checkbox"/> PROBABLE CAUSE FOUND FOR ABOVE OFFENSE(S) NO(S) 1, 2, 3, BASED ON <input checked="" type="checkbox"/> FACTS SET FORTH IN ATTACHED STATEMENT(S) <input type="checkbox"/> TESTIMONY RECORDED: TAPE NO. START NO. END NO. <input type="checkbox"/> WARRANT <input type="checkbox"/> SUMMONS TO ISSUE ARRAIGNMENT DATE:	<input type="checkbox"/> NO PROBABLE CAUSE FOUND <input type="checkbox"/> REQUEST OF COMPLAINANT <input type="checkbox"/> FAILURE TO PROSECUTE <input type="checkbox"/> AGREEMENT OF BOTH PARTIES <input type="checkbox"/> OTHER: COMMENT	<i>JA</i>

JC-0115

APPLICATION FOR CRIMINAL COMPLAINT	APPLICATION NO. (court use only) CR117.09	PAGE 1 OF 2	Trial Court of Massachusetts District Court Department
I, the undersigned complainant, request that a criminal complaint issue against the accused charging the offense(s) listed below. If the accused HAS NOT BEEN ARRESTED and the charges involve: <input type="checkbox"/> ONLY MISDEMEANOR(S), I request a hearing <input type="checkbox"/> WITHOUT NOTICE because of an imminent threat of <input type="checkbox"/> BODILY INJURY <input type="checkbox"/> COMMISSION OF A CRIME <input type="checkbox"/> FLIGHT <input type="checkbox"/> WITH NOTICE to accused <input type="checkbox"/> ONE OR MORE FELONIES, I request a hearing <input type="checkbox"/> WITHOUT NOTICE <input type="checkbox"/> WITH NOTICE to accused <input type="checkbox"/> WARRANT is requested because prosecutor represents that accused may not appear unless arrested.			Cambridge District Court 4040 Myrtle Valley Parkway Medford, MA 02155 ARREST STATUS OF ACCUSED <input checked="" type="checkbox"/> HAS <input type="checkbox"/> HAS NOT been arrested



INFORMATION ABOUT ACCUSED			
NAME (FIRST MI LAST) AND ADDRESS JANE REVERE CURTIS 1 CRAWFORD ST. 6 CAMBRIDGE MA 02139		BIRTH DATE 12/07/1977	SOCIAL SECURITY NUMBER 048781810
		PCF NO.	MARITAL STATUS UNMARRIED
		DRIVER'S LICENSE NO. S90188277	STATE MA
		GENDER FEMALE	HEIGHT 503
		WEIGHT 140	EYES HAZEL
HAIR BLN	RACE WHITE	COMPLEXION FAIR	SCARS/MARKS/TATTOOS
EMPLOYER/SCHOOL UNEMPLOYED		BIRTH STATE OR COUNTRY	DAY PHONE
MOTHER'S MAIDEN NAME (FIRST MI LAST) SUSAN CURTIS		FATHER'S NAME (FIRST MI LAST) TIMOTHY CURTIS	

CASE INFORMATION			
COMPLAINANT NAME (FIRST MI LAST) MATTHEW SOUSA		COMPLAINANT TYPE <input checked="" type="checkbox"/> POLICE <input type="checkbox"/> CITIZEN <input type="checkbox"/> OTHER	PD CAM
ADDRESS 125 Sixth Street Cambridge, MA 02139		PLACE OF OFFENSE 402 BROADWAY CAMBRIDGE, MA	
		INCIDENT REPORT NO 9003540	QRTN TCAM200900832
CITATION NO(S)			

1	OFFENSE CODE 266A35B 271/6	DESCRIPTION UNLAWFUL PORTFOLIO CARRY Attempt to Commit Crime	OFFENSE DATE 05/18/2009 11:37:00
VARIABLES (e.g. victim name, controlled substance, type and value of property, other variable information; see Complaint Language Manual) Vic: K Beasley			
2	OFFENSE CODE 266A9/B	DESCRIPTION BURGLARIOUS INSTRUMENT, POSSESS C266 S49	OFFENSE DATE 05/18/2009 11:49:00
VARIABLES			
	OFFENSE CODE 266A18/B 271/6	DESCRIPTION B&E Day For Felony Attempt to Commit Crime	OFFENSE DATE 5/18/09
VARIABLES Vic: D Porter			

REMARKS	COMPLAINANT'S SIGNATURE X <i>Matthew Sousa</i>	DATE FILED 5/19/09
COURT USE ONLY	A HEARING UPON THIS COMPLAINT APPLICATION WILL BE HELD AT THE ABOVE COURT ADDRESS ON	DATE OF HEARING AT TIME OF HEARING

DATE	PROCESSING OF NON-ARREST APPLICATION (COURT USE ONLY)	CLERK/JUDGE
	NOTICE SENT OF CLERK'S HEARING SCHEDULED ON:	
	NOTICE SENT OF JUDGE'S HEARING SCHEDULED ON:	
	HEARING CONTINUED TO:	
	APPLICATION DECIDED WITHOUT NOTICE TO ACCUSED BECAUSE <input type="checkbox"/> IMMINENT THREAT OF <input type="checkbox"/> BODILY INJURY <input type="checkbox"/> CRIME <input type="checkbox"/> FLIGHT BY ACCUSED <input type="checkbox"/> FELONY CHARGED AND POLICE DO NOT REQUEST NOTICE <input type="checkbox"/> FELONY CHARGED BY CIVILIAN; NO NOTICE AT CLERK'S DISCRETION	
DATE	COMPLAINANT TO ISSUE	COMPLAINANT DENIED
5/19/09	<input checked="" type="checkbox"/> PROBABLE CAUSE FOUND FOR ABOVE OFFENSE(S) NO(S) 1, 2, 3, BASED ON <input checked="" type="checkbox"/> FACTS SET FORTH IN ATTACHED STATEMENT(S) <input type="checkbox"/> TESTIMONY RECORDED; TAPE NO. START NO. END NO. <input type="checkbox"/> WARRANT <input type="checkbox"/> SUMMONS TO ISSUE ARRAIGNMENT DATE:	<input type="checkbox"/> NO PROBABLE CAUSE FOUND <input type="checkbox"/> REQUEST OF COMPLAINANT <input type="checkbox"/> FAILURE TO PROSECUTE <input type="checkbox"/> AGREEMENT OF BOTH PARTIES <input type="checkbox"/> OTHER: COMMENT
		<i>SK</i>

APPLICATION FOR CRIMINAL COMPLAINT		APPLICATION NO. (count use only)	PAGE <u>1</u> OF <u>2</u>	Trial Court of Massachusetts District Court Department	
I, the undersigned complainant, request that a criminal complaint issue against the accused charging the offense(s) listed below. If the accused HAS NOT BEEN ARRESTED and the charges involve:				Cambridge District Court 4040 Mystic Valley Parkway Medford, MA 02155	
<input type="checkbox"/> ONLY MISDEMEANOR(S), I request a hearing <input type="checkbox"/> WITHOUT NOTICE because of an imminent threat of <input type="checkbox"/> BODILY INJURY <input type="checkbox"/> COMMISSION OF A CRIME <input type="checkbox"/> FLIGHT <input type="checkbox"/> WITH NOTICE to accused. <input type="checkbox"/> ONE OR MORE FELONIES, I request a hearing <input type="checkbox"/> WITHOUT NOTICE <input type="checkbox"/> WITH NOTICE to accused <input type="checkbox"/> WARRANT is requested because prosecutor represents that accused may not appear unless arrested.				ARREST STATUS OF ACCUSED <input checked="" type="checkbox"/> HAS <input type="checkbox"/> HAS NOT been arrested	
INFORMATION ABOUT ACCUSED					
NAME (FIRST MI LAST) AND ADDRESS JANE REVERE CURTIS 1 CRAWFORD ST, 6 CAMBRIDGE, MA 02139			BIRTH DATE 12/07/1977	SOCIAL SECURITY NUMBER 048781810	
			PCP NO.	MARITAL STATUS UNMARRIED	
			DRIVER'S LICENSE NO. S90188277	STATE MA	
			GENDER FEMALE	HEIGHT 503	WEIGHT 140
			EYES HAZEL		DAY PHONE
HAIR BLN	RACE WHITE	COMPLEXION FAIR	SCARS/MAKKS/TATTOOS		BIRTH STATE OR COUNTRY
EMPLOYER/SCHOOL UNEMPLOYED		MOTHER'S MAIDEN NAME (FIRST MI LAST) SUSAN CURTIS		FATHER'S NAME (FIRST MI LAST) TIMOTHY CURTIS	
CASE INFORMATION					
COMPLAINANT NAME (FIRST MI LAST) MATTHEW SOUSA			COMPLAINANT TYPE <input checked="" type="checkbox"/> POLICE <input type="checkbox"/> CITIZEN <input type="checkbox"/> OTHER		PD CAM
ADDRESS 125 Sixth Street Cambridge, MA 02139			PLACE OF OFFENSE 402 BROADWAY CAMBRIDGE, MA		
			INCIDENT REPORT NO. 9003540	OSTN TCAM200900832	
			CITATION NO(S)		
1	OFFENSE CODE 266/18/B	DESCRIPTION B&E DAYTIME FOR FELONY C266 S18	OFFENSE DATE 05/18/2009 11:37:00		
VARIABLES (e.g. victim name, controlled substance, type and value of property, other variable information; see Complaint Language Manual) <i>Vic: K Bradley</i>					
2	OFFENSE CODE 266/49/B	DESCRIPTION BURGLARIOUS INSTRUMENT, POSSESS C266 S49	OFFENSE DATE 05/18/2009 11:49:00		
VARIABLES					
	OFFENSE CODE <i>266/18/B</i>	DESCRIPTION <i>B&E Day For Felony</i>	OFFENSE DATE <i>5/18/09</i>		
VARIABLES <i>Vic: D. Porter</i>					
REMARKS		COMPLAINANT'S SIGNATURE <i>X Matthew Sousa</i>		DATE FILED <i>5/19/09</i>	
COURT USE ONLY	A HEARING UPON THIS COMPLAINT APPLICATION WILL BE HELD AT THE ABOVE COURT ADDRESS ON	DATE OF HEARING	AT	TIME OF HEARING	COURT USE ONLY
PROCESSING OF NON-ARREST APPLICATION (COURT USE ONLY)					CLERK/JUDGE
DATE	NOTICE SENT OF CLERK'S HEARING SCHEDULED ON:				
	NOTICE SENT OF JUDGE'S HEARING SCHEDULED ON:				
	HEARING CONTINUED TO:				
	APPLICATION DECIDED WITHOUT NOTICE TO ACCUSED BECAUSE <input type="checkbox"/> IMMINENT THREAT OF <input type="checkbox"/> BODILY INJURY <input type="checkbox"/> CRIME <input type="checkbox"/> FLIGHT BY ACCUSED <input type="checkbox"/> FELONY CHARGED AND POLICE DO NOT REQUEST NOTICE <input type="checkbox"/> FELONY CHARGED BY CIVILIAN; NO NOTICE AT CLERK'S DISCRETION				
COMPLAINANT TO ISSUE					COMPLAINANT DENIED
DATE	<input type="checkbox"/> PROBABLE CAUSE FOUND FOR ABOVE OFFENSE(S) NO(S) <input type="checkbox"/> 1, <input type="checkbox"/> 2, <input type="checkbox"/> 3, BASED ON <input type="checkbox"/> FACTS SET FORTH IN ATTACHED STATEMENT(S) <input type="checkbox"/> TESTIMONY RECORDED: TAPE NO. START NO. END NO. <input type="checkbox"/> WARRANT <input type="checkbox"/> SUMMONS TO ISSUE ARRAIGNMENT DATE:		<input type="checkbox"/> NO PROBABLE CAUSE FOUND <input type="checkbox"/> REQUEST OF COMPLAINANT <input type="checkbox"/> FAILURE TO PROSECUTE <input type="checkbox"/> AGREEMENT OF BOTH PARTIES <input type="checkbox"/> OTHER:		CLERK/JUDGE
	COMMENT				

JC-0117

APPLICATION FOR CRIMINAL COMPLAINT	APPLICATION NO. (court use only)	PAGE 1 OF 2	Trial Court of Massachusetts District Court Department
I, the undersigned complainant, request that a criminal complaint issue against the accused charging the offense(s) listed below. If the accused HAS NOT BEEN ARRESTED and the charges involve: <input type="checkbox"/> ONLY MISDEMEANOR(S), I request a hearing <input type="checkbox"/> WITHOUT NOTICE because of an imminent threat of <input type="checkbox"/> BODILY INJURY <input type="checkbox"/> COMMISSION OF A CRIME <input type="checkbox"/> FLIGHT <input type="checkbox"/> WITH NOTICE to accused. <input type="checkbox"/> ONE OR MORE FELONIES, I request a hearing <input type="checkbox"/> WITHOUT NOTICE <input type="checkbox"/> WITH NOTICE to accused <input type="checkbox"/> WARRANT is requested because prosecutor represents that accused may not appear unless arrested.			Cambridge District Court 4040 Mystic Valley Parkway Medford, MA 02155 ARREST STATUS OF ACCUSED <input checked="" type="checkbox"/> HAS <input type="checkbox"/> HAS NOT been arrested



INFORMATION ABOUT ACCUSED			
NAME (FIRST MI LAST) AND ADDRESS JANE REVERE CURTIS 1 CRAWFORD ST. 6 CAMBRIDGE MA 02139		BIRTH DATE 12/07/1977	SOCIAL SECURITY NUMBER 048781810
		PCF NO.	MARITAL STATUS UNMARRIED
		DRIVER'S LICENSE NO. 890188277	STATE MA
		GENDER FEMALE	HEIGHT 503
		WEIGHT 140	EYES HAZEL
HAIR BLN	RACE WHITE	COMPLEXION FAIR	SCARS/MARKS/TATTOOS
EMPLOYER/SCHOOL (UNEMPLOYED)		MOTHER'S MAIDEN NAME (FIRST MI LAST) SUSAN CURTIS	FATHER'S NAME (FIRST MI LAST) TIMOTHY CURTIS

CASE INFORMATION			
COMPLAINANT NAME (FIRST MI LAST) MATTHEW SOUSA		COMPLAINANT TYPE <input checked="" type="checkbox"/> POLICE <input type="checkbox"/> CITIZEN <input type="checkbox"/> OTHER	FD CAM
ADDRESS 125 Sixth Street Cambridge, MA 02139		PLACE OF OFFENSE 402 BROADWAY CAMBRIDGE, MA	
		INCIDENT REPORT NO. 9003540	OBTN TCAM200900832
		CITATION NO(S).	

OFFENSE CODE	DESCRIPTION	OFFENSE DATE
266/18/B	B&E DAYTIME FOR FELONY C266 518	05/18/2009 11:37:00
1 VARIABLES (e.g. victim name, controlled substance, type and value of property, other variable information; see Complaint Language Manual) Vic: <i>May Staller & D Ungar</i>		
266/18/B	B&E Day For Felony	05/18/2009 11:49:00
2 VARIABLES Vic: <i>N CHERNYAK, G FULCI, T BOTTO</i>		
266/18/B	B&E DAY For Felony	5/18/09
3 VARIABLES Vic: <i>J Pavelko</i>		

REMARKS	COMPLAINANT'S SIGNATURE <i>X Matthew Sousa</i>	DATE FILED 5/19/09
---------	---	-----------------------

COURT USE ONLY	A HEARING UPON THIS COMPLAINT APPLICATION WILL BE HELD AT THE ABOVE COURT ADDRESS ON	DATE OF HEARING	AT	TIME OF HEARING	COURT USE ONLY
----------------	--	-----------------	----	-----------------	----------------

DATE	PROCESSING OF NON-ARREST APPLICATION (COURT USE ONLY)	CLERK/JUDGE
	NOTICE SENT OF CLERK'S HEARING SCHEDULED ON:	
	NOTICE SENT OF JUDGE'S HEARING SCHEDULED ON:	
	HEARING CONTINUED TO:	
	APPLICATION DECIDED WITHOUT NOTICE TO ACCUSED BECAUSE <input type="checkbox"/> IMMINENT THREAT OF <input type="checkbox"/> BODILY INJURY <input type="checkbox"/> CRIME <input type="checkbox"/> FLIGHT BY ACCUSED <input type="checkbox"/> FELONY CHARGED AND POLICE DO NOT REQUEST NOTICE <input type="checkbox"/> FELONY CHARGED BY CIVILIAN; NO NOTICE AT CLERK'S DISCRETION	

DATE	COMPLAINANT TO ISSUE	COMPLAINANT DENIED	CLERK/JUDGE
	<input type="checkbox"/> PROBABLE CAUSE FOUND FOR ABOVE OFFENSE(S) NO(S) <input type="checkbox"/> 1, <input type="checkbox"/> 2, <input type="checkbox"/> 3, BASED ON <input type="checkbox"/> FACTS SET FORTH IN ATTACHED STATEMENT(S) <input type="checkbox"/> TESTIMONY RECORDED; TAPE NO. START NO. END NO. <input type="checkbox"/> WARRANT <input type="checkbox"/> SUMMONS TO ISSUE ARRAIGNMENT DATE:	<input type="checkbox"/> NO PROBABLE CAUSE FOUND <input type="checkbox"/> REQUEST OF COMPLAINANT <input type="checkbox"/> FAILURE TO PROSECUTE <input type="checkbox"/> AGREEMENT OF BOTH PARTIES <input type="checkbox"/> OTHER: COMMENT:	

JC-0118



CAMBRIDGE POLICE DEPARTMENT
CAMBRIDGE, MA

Arrest Report #9003540 - 1

Report Entered: 05/18/2009 15:11:06

Arrest Report

Case Title	Location	Apt/Unit #
ATTEMPTED B&E	402 BROADWAY	
Date/Time Reported	Date/Time Occurred	
05/18/2009 10:18:00	to	
Incident Type/Offense		
1.) B&E DAYTIME FOR FELONY c266 S18 --		
Reporting Officer	Approving Officer	
SOUSA, MATTHEW (569)	MAFFEI, MICHAEL (142)	

Persons

Role	Name	Sex	Race	Age	DOB	Phone	Address
------	------	-----	------	-----	-----	-------	---------

Offenders

Status	Name	Sex	Race	Age	DOB	Phone	Address
DEFENDANT	CURTIS, JANE REVERE	FEMALE	WHITE	31	12/07/1977	H C	1 CRAWFORD ST. CAMBRIDGE, MA

Vehicles

Property

Class	Description	Make	Model	Serial #	Value
-------	-------------	------	-------	----------	-------

Narrative

Jane Revere Curtis of Cambridge was arrested after she was observed by two witnesses attempting to break into 5 residences. At one residence she was seen with a black object in her hand attempting to pry the door open. She was subsequently stopped across the street where she stated that she was going to a job interview. Moments later the witness was able to supply photos of the attempted break and when Curtis was unable to corroborate her reason for being there she was placed under arrest for Attempted B&E and Possession of a Burglarious Tool.

JC-0120

Offenders

Status	Name	Sex	Race	Age	DOB	Phone	Address
DEFENDANT	CURTIS, JANE REVERE	FEMALE	WHITE	31	12/07/1977	H C	1 CRAWFORD ST. CAMBRIDGE, MA

Vehicles

Property

Class	Description	Make	Model	Serial #	Value
	BLACK OBJECT				

Narrative

Jane Revere Curtis of Cambridge was arrested after she was observed by two witnesses attempting to break into 5 residences. At one residence she was seen with a black object in her hand attempting to pry the door open. She was subsequently stopped across the street where she stated that she was going to a job interview. Moments later the witness was able to supply photos of the attempted break and when Curtis was unable to corroborate her reason for being there she was placed under arrest for Attempted B&E and Possession of a Burglarious Tool.

On May 18, 2009 at approximately 10:20am I Officer Sousa while working 3R was dispatched (along with Car 3 and Car 18) to 402 Broadway for a break in progress. ECC stated that the reporting person observed a white female attempting to get into several doors. Upon receiving this transmission I was one block away and arrived on scene within one minute. While arriving on scene there was no one in front of 402 Broadway. ECC then updated responding units that the female was now on the opposite side of the street and described her as a white female, blonde hair, wearing blue jeans and brown jacket. Upon hearing this description I observed this female coming out of the walkway that leads to 395 Broadway (which is opposite of 402 Broadway). The suspect was walking on Broadway towards Crawford St when I approached her and asked her to stop. She was identified as Jane Curtis. I then informed Curtis that someone fitting her description was seen trying to enter several doors in the area. At this time Car 3 Officers Rivera and Ivey, S Unit DiNatale and LaMonica and Det. Mui and Car 18 Sgt Sennott arrived on scene.

Curtis stated that she was a nurse and was going to a job interview on Merrill St but forgot the exact address of where she was suppose to go. She then pointed to a white house on the corner of Broadway and Merrill and stated she thought that was the house she was suppose to go to for the interview. Note the house she pointed to has an address of 402 Broadway. Curtis then stated several times that was the only house she went to, and that she came across the street to 395 Broadway to look at mail boxes to see if she could find the employer. Curtis further stated that she got the interview through and ad on Craigs List and that she had a printed copy of the ad at her residence at 1 Crawford St which is one block away. She then invited us to her house to look at the ad. Officers LaMonica and DiNatale along with Det Mui went with Curtis to verify.

While the Officers were verifying the ad, I along with Sgt Sennott spoke the reporting person Jonathan Santos. Santos immediately showed us photos that he took of Curtis standing in front of the doorway 404 Broadway. Note that Curtis stated that she only went to 402 Broadway. Santos then stated she was acting very suspicious, always looking behind her back. Santos also stated that he observed Curtis with an object in her hand holding it against the door. We were unable to see this object in the photos due to them being too small on the camera. Santos stated that he would print us out copies at his residence.

I then responded to Curtis' residence at 1 Crawford St. When I arrived Curtis was on her laptop looking for the ad. She stated she could not find the original e-mail. She did not have a printed out copy as she had stated earlier. Curtis then stated the person she was going to meet was Alisson Tompkins who was wheel chair bound and needed a home nurse. Curtis said that Tompkins told her in the e-mail that she lived at 402 Merrill St. Note that the highest numbered house on Merrill St is 12. Through a check of the registered voters on Merrill St (current as of 2006) reveals no one by the name of Allison Tompkins. A pat frisk of Curtis revealed a set of keys, black hairbrush and a cell phone. All were placed on the kitchen table. I was then contacted by Det. Clavette and was asked to respond to 402 Broadway to speak with a person.

Officer LaMonica and I then responded to 402 Broadway and spoke with the resident Kevin Branley who is a Detective with Cambridge Police. Branley was off duty at the time, but informed me that Santos approached him showing incriminating photos of Curtis. I then responded to the Santos residence at 401 Broadway #26 to speak with him. Santos was able to show me bigger photos that he took of Curtis. I observed the following: Several photos show that Curtis was standing in front of the doorway of 404B Broadway a. Several

JC-0121

photos show Curtis standing in front of doorway to 404A Broadway with a black object in her hand and holding it against the door as if she were trying to pry it open. Several more photos of Curtis standing in front of the doorways of 402 Broadway APT # 1 and # 3. And another photo of Curtis crossing the street walking towards 395 Broadway (the location where I observed her leaving).

I then spoke with the Santos' room mate Marrika Trotter. Trotter stated that her and Santos were both in their apartment admiring Santos' new camera. Trotter than observed (through a window) a white female standing in front of the doorway to 404A Broadway acting very suspicious, always looking behind her back. Trotter then observed this female with a black object in her hand banging it as if she were trying to pry open the door. At this time, she notified the police while Santos was taking photos as it was occurring. Trotter then saw the same female walk over to 404 Broadway (next door) and observed her trying to open the door with a key. Trotter stated she did the same for 404B Broadway and again for both apartments at 402 Broadway. Trotter then observed the female cross the street towards 395 Broadway.

A this time I notified Officer DiNatale and Det Mui who were still with Curtis to place her under arrest. After Curtis was placed in the wagon we began a search of the immediate area for the black object that was seen in the photos. The search came up unsuccessful and Det Mui and I responded back to 401 Broadway to retrieve copies of the photos for evidence. After looking at the photos once more Det Mui and I believe the black object that was used in the attempted break to be the black hairbrush that was in Curtis' possession at her residence. I was informed by Det Clavette that she might have been using a "Bump Key" which Det Clavette described as a sort of master key which fits most locks. After the "Bump Key" is inserted in the lock, the user will usually hammer on the key with an object to pop the lock out. Both the hairbrush and key was not retrieved as evidence as their significance became known to us after the arrest

Santos supplied us with a disc of the photos. The disc was brought back to the station to have the photos printed. Both the disc and 36 photos were properly tagged as evidence.

Being as the victims were not home at the time of this incident I am not able to completely verify the names, phone numbers or any other information.

Assissting Officers: S. Ivey, M. Rivera, W. Lamonica, D. Dinatale, Det Mui and Sgt Sennott.

JC-0122



CAMBRIDGE POLICE DEPARTMENT
CAMBRIDGE, MA

Incident Report #9003540

Report Entered: 05/18/2009 11:57:42

Case Title	Location	Apt/Unit #
ATTEMPTED B&E	402 BROADWAY	
Date/Time Reported	Date/Time Occurred	
05/18/2009 10:18:00	05/18/2009 10:10:00 to 05/18/2009 10:18:00	
Incident Type/Offense		
1.) B&E DAYTIME FOR FELONY c266 S18 — ATTEMPTED		
2.) BURGLARIOUS INSTRUMENT, POSSESS c266 S49 — COMPLETED		
Reporting Officer	Approving Officer	
SOUSA, MATTHEW (569)	CLORAN, ROBERT (206)	

Persons

Role	Name	Sex	Race	Age	DOB	Phone	Address
WITNESS	SANTOS, JONATHAN	MALE	ASIAN/PACIFIC ISLANDER	42	11/03/1966	H C 617-290-5285	401 BROADWAY CAMBRIDGE, MA
WITNESS	TROTTER, MARRIKKA	FEMALE	WHITE	29	03/21/1980	H C 617-308-2137	401 BROADWAY CAMBRIDGE, MA
INVOLVED PARTY	STALLER, MAX	MALE	UNKNOWN			H C	404A BROADWAY CAMBRIDGE, MA
INVOLVED PARTY	UNGAR, D LIEBER	FEMALE	UNKNOWN			H C	404A BROADWAY CAMBRIDGE, MA
INVOLVED PARTY	FULEI, GIULIA	FEMALE	UNKNOWN			H C	404 BROADWAY CAMBRIDGE, MA
INVOLVED PARTY	CHERNYAK, N					H C	404 BROADWAY CAMBRIDGE, MA
INVOLVED PARTY	BOTTO, T					H C	404 BROADWAY CAMBRIDGE, MA
INVOLVED PARTY	PAVELKO, J					H C	404B BROADWAY CAMBRIDGE, MA
VICTIM	BRANLEY, KEVIN	MALE	WHITE	40		H C	125 SIXTH ST CAMBRIDGE, MA

JC-0123

POLICE DEPARTMENT
CAMBRIDGE, MASSACHUSETTS

RECORD OF BOOKING
PLEASE PRINT

CELL NUMBER	ARREST NUMBER	DATE & TIME OF BOOKING...	INCIDENT NUMBER
HOLDING AREA	TCAM200900832	05/18/2009 11:22:59	9003540
LAST NAME	FIRST	MIDDLE NAME	D.O.B.
CURTIS	JANE	REVERE	12/07/1977
TRUE NAME	AGE	SSN	HOME PHONE
JANE R CURTIS	31	048781810	
STREET NO.	STREET NAME	APT #	CITY/TOWN
1	CRAWFORD ST.	6	CAMBRIDGE
STATE	ZIP	PHONE (WORK)	PHONE (CELL)
MA	02139	617-285-5263	
SEX	HEIGHT	WEIGHT	RACE
F	503	140	WHITE
HAIR	EYES	BLD	SKIN
BLOND/STRAWB	HAZEL	MEDIUM	FAIR
ETHNICITY	SCARS	LOCATION OF ARREST	
NOT OF HISPANIC ORIGIN		402 BROADWAY	
PLACE OF BIRTH	MARTIAL STATUS	DRIVER'S LICENSE	
	UNMARRIED	S90188277 MA	
FATHER'S NAME	MOTHER'S NAME	MOTHER'S MAIDEN	
TIMOTHY CURTIS	SUSAN CURTIS	OLSSON	
EMPLOYER	OCCUPATION		
UNEMPLOYED	NURSE		
ADDRESS OF EMPLOYER			
IF CUT VISIBLE ON PERSON, DESCRIBE KIND & LOCATION			
TREATED WHERE	ATTENDING PHYSICIAN		
PRISONER ADVISED OF RIGHTS UNDER G.L. CHAP 276 33A	YES <input checked="" type="checkbox"/>	BY WHOM LEVESQUE, KATIE	
FINGERPRINTS TAKEN	YES <input checked="" type="checkbox"/>	PHOTO TAKEN	YES <input checked="" type="checkbox"/>
IF PRISONER WAS ARRESTED FOR OPERATING UNDER THE INFLUENCE, FILL IN BELOW			
PRISONER ADVISED OF RIGHTS UNDER G.L. CHAP 263 5A	YES <input type="checkbox"/>	BY WHOM	
BREATHLYZER READING	BY WHOM		
I have been advised of and understand my right to remain silent, use a telephone to call a lawyer or have one provided, and to have my own physician test for alcohol.			
PRISONER SIGNATURE	BOOKING OFFICER		
ARRESTING OFFICER	LEVESQUE, KATIE		
COMPLAINANT	OFFICER IN CHARGE		
SOUSA, MATTHEW	CLORAN, ROBERT		
IS ARRESTEE A JUVENILE <input type="checkbox"/> YES	NAME OF PROBATION OFFICER NOTIFIED	TIME	
NAME OF PARENT OR GUARDIAN NOTIFIED	OFFICER MAKING NOTIFICATION	TIME	
BAIL COMMISSIONER	AMOUNT OF BAIL	DATE AND TIME OF BAIL	
DISPOSITION			
CHARGES			
DID ARRESTED PERSON HAVE POSITIVE IDENTIFICATION ID TYPE: DRIVERS LICENSE			

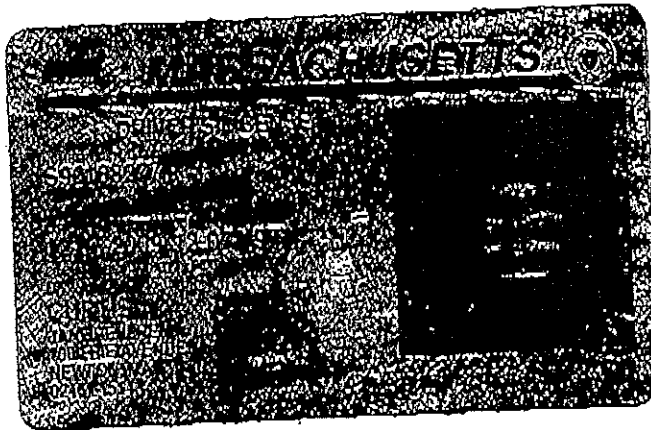
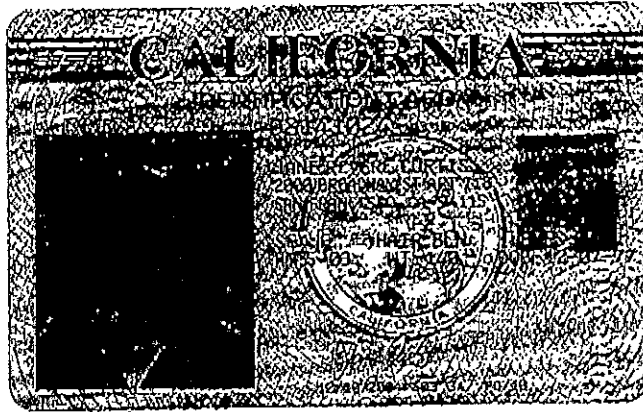


- OFFENSES
- R&E DAYTIME FOR FELONY c266 S18
 - R&E DAYTIME FOR FELONY c266 S18
 - R&E DAYTIME FOR FELONY c266 S18
 - R&E DAYTIME FOR FELONY c266 S18
 - R&E DAYTIME FOR FELONY c266 S18

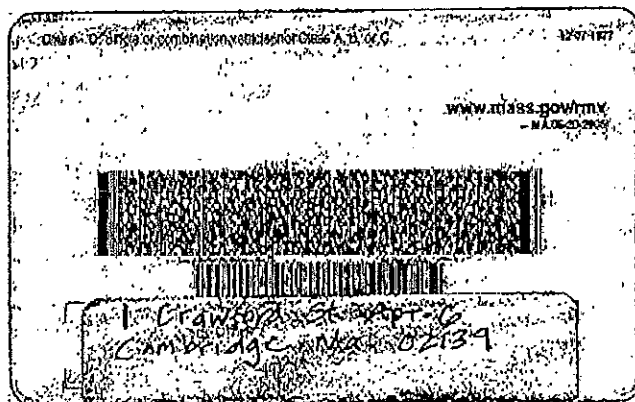
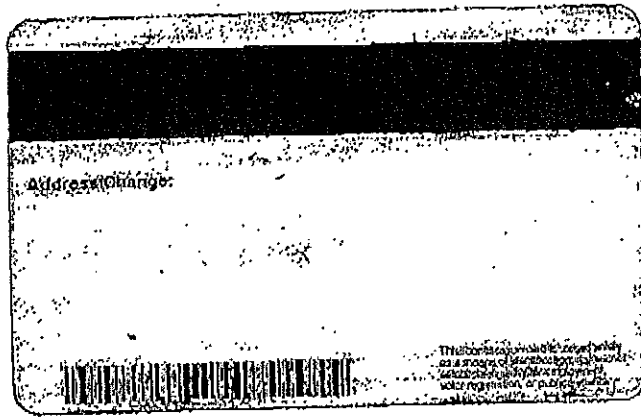
ARREST ON WARRANT? YES

WARRANT NUMBER _____
CITY/COURT _____

JC-0124



JC-0125



JC-0126

COMMONWEALTH OF MASSACHUSETTS
Cambridge District Court
4040 Mystic Valley Parkway
Medford, MA 02155
Main Telephone No. 781-306-2710
Fax No. 781-395-2035

Telecopier - Transmittal
Confidential

Please deliver the following pages to:

Name: Det. James Gioia
Location: OFFICE OF THE ATTORNEY GENERAL
Total No. of pages (including this cover sheet) 21

IF YOU DO NOT RECEIVE ALL THE PAGES, PLEASE CALL BACK AS SOON AS POSSIBLE.

PHONE 781-306-2740
SENDER DAN KAMENBERG CSTV

Hope this helps

JC-0106