

**State of New Hampshire
New Hampshire Board of Nursing
Concord, New Hampshire 03301**

In the Matter of:
Mellissa Lombari
(License #063711-24)

Docket No. 2022-NUR-Lombari-1060

VOLUNTARY PRELIMINARY AGREEMENT NOT TO PRACTICE

The New Hampshire Board of Nursing (“Board”) first granted Mellissa Lombari (“Ms. Lombari or Respondent”) a license to practice as a Licensed Nursing Assistant (“LNA”) on March 19, 2020, and she was issued license number 063711-24.

On October 17, 2022, the OPLC Division of Enforcement (“Division”) received a complaint from BrightStar Care informing the Division the Respondent is alleged to have engaged in financial exploitation of a patient when the Respondent, while engaged in her duties as an LNA, received large sums of money from the patient to which the Respondent was not entitled to, which is alleged to be professional misconduct pursuant to NH RSA 326-B: 37, II.

Recognizing pending professional misconduct allegations are pending against the Respondent, the Respondent enters into a *Voluntary Preliminary Agreement Not to Practice* with the Board as follows:

1. I, Mellissa Lombari, voluntarily agree not to practice as an LNA in the State of New Hampshire, effective upon my signing this *Voluntary Preliminary Agreement Not to Practice*.
2. I admit to no violations of NH RSA 326-B or any administrative rules, ethical provisions, or any other laws, statutes, or regulations, adopted by the Board.

3. Understanding that this *Voluntary Preliminary Agreement* and the restrictions herein shall remain until further order of the Board. I hereby specifically waive any statute of limitations, or laches defense, which might be then available, including but not limited to, those based on RSA 332-G: 8 and RSA 332-G: 9.
4. I understand that this *Voluntary Preliminary Agreement Not to Practice* shall remain in place until such time the ongoing investigation into this matter is completed and the adjudicatory process has been completed.
5. In the event that I apply for a renewal of my license while this agreement is in effect, I voluntarily agree to waive any statutory or administrative time deadlines regarding the Board's final action on any such license renewal application. I understand that by waiving such deadlines, the Board's final action on any such license renewal application will be automatically deferred until after the disposition of this Board matter and that my license will not expire while this Preliminary Agreement is in effect.
6. I enter into this *Voluntary Preliminary Agreement Not to Practice* with the Board and state that no promises or representations have been made to me other than those terms and conditions expressly stated herein.
7. I further understand that this document shall become a permanent part of my file and will be maintained by the Board as a public document upon execution by the Board as a Board Order.
8. I have had the opportunity to seek and obtain the advice of an attorney of my choosing in connection with my decision to sign this Preliminary Agreement.

9. I am of sound mind and not under the influence of any substance that would impair my judgement at the time I sign this *Voluntary Preliminary Agreement Not to Practice*.
10. I understand that my failure to comply with the terms of this *Voluntary Preliminary Agreement Not to Practice* shall constitute unprofessional conduct under RSA 326-B: 37 and may subject me to discipline.

FOR RESPONDENT

Date: 10/27/2022


Respondent (Mellissa Lombari)

FOR THE BOARD

This *Voluntary Preliminary Agreement Not to Practice* is hereby accepted in accordance with the binding terms and conditions set forth above and shall issue as an Order of the Board upon execution by the Board.

Date: 10/31/22


(Signature)

Jeanne Webber
Print Name
Authorized Representative of the New
Hampshire Board of Nursing