



Three Capitol Hill
Providence, RI 02908-
5097

TTY: 711
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STATE OF RHODE ISLAND

**DEPARTMENT OF HEALTH
DIVISION OF HEALTHCARE QUALITY AND SAFETY
CENTER FOR PROFESSIONAL BOARDS AND LICENSING**

**In the matter of:
RAYMOND DILLON III
LICENSE NUMBERS: RN55513, APRN01024
COMPLAINT NO: C23-0611**

**SUMMARY SUSPENSION OF NURSING LICENSES AND HEARING NOTICE/
SPECIFICATION OF CHARGES**

I. Summary Suspension

Raymond Dillon III ("Respondent") has been licensed as both a registered nurse and advanced practice registered nurse pursuant to R.I. Gen. Laws § 5-34-1 *et seq.* since February 5, 2016. Complaint ID #C23-0611 (the "Complaint") recently came before the Rhode Island Department of Health, Division of Healthcare Quality and Safety, Center for Professional Boards and Licensing ("RIDOH").

This Summary Suspension is issued related to the Complaint and pursuant to R. I. Gen. Laws § 5-34-26. After careful consideration and further investigation by RIDOH, the Director has determined that evidence exists indicating Respondent's continuation in practice would constitute an immediate danger to the public. In particular, the Department has evidence of the Respondent engaging in unprofessional conduct involving inappropriate physical contact with a patient while employed at an urgent care center.

Based on the foregoing and pursuant to R. I. Gen. Laws §5-34-26, the Licenses are hereby SUSPENDED until a final decision is issued by the Board of Nurse Registration and Nursing Education after the hearing.

II. Notice of Hearing

The Board of Nurse Registration and Nursing Education will hold a hearing as to whether Respondent has violated the Nursing Practices Act (R.I. Gen. Laws §§ 5-34-1 *et seq.*) at the following location, date and time:

**Rhode Island Department of Administration
1 Capitol Hill, 4th Floor, Conference Room D, Providence, R.I.
July 10, 2023, at 11:00 AM.**

The foregoing hearing is noticed in accordance with R. I. Gen. Laws § 5-34-26, which provides that the Board of Nursing must hold a hearing within 10 days after a license is summarily suspended by the Director on whether Respondent has violated the Nursing statute.

At this hearing, the Board has the power to take action against the Respondent's license, including but not limited to revocation and suspension pursuant to R. I. Gen. Laws § 5-34-24. The below Notice/Specification of Charges more specifically outlines the Board of Nursing's authority over Respondent, as well as the allegations against Respondent.

III. Specification of Charges

A. STATEMENT OF FACTS

1. That Respondent is both a registered nurse and advanced practice registered nurse (APRN) licensed to practice in Rhode Island under License Numbers RN55513 and APRN01024 (the "Licenses").
2. That on June 24, 2023, the Respondent was working at an urgent care center as an APRN.
3. That on or about June 26, 2023, the Rhode Island Department of Health (RIDOH) received a complaint alleging sexual misconduct and inappropriate, unprofessional behavior towards a patient by the Respondent while working at the urgent care center.
4. That on June 24, 2023, a female patient presented to the urgent care center for suspicion of a vaginal yeast infection.
5. While in the examination room, the Respondent commented on the patient's arm tattoo and proceeded to rub that area on her arm. The Respondent noted the patient also had a tattoo on her upper left leg, which was partially obstructed by her shorts; without permission, the Respondent moved the shorts up the patient's leg to reveal the tattoo and began rubbing her leg.
6. The Respondent did not don gloves when performing an external genitalia examination.
7. Subsequently, the Respondent evaluated the patient's vaginal area for discharge by gloving his right hand and placing a finger in her vagina for several seconds; once the finger was removed, the Respondent stated that there was no vaginal discharge on the glove.
8. The Respondent documented performing an assessment of the patient's mental status, speech, oropharynx, neck, and lung sounds. The Respondent did not document the

findings or record any assessment of the patient's external genitalia or the vaginal exam they performed.

9. The Respondent held the patient's left thigh and wrote their name and personal telephone number on the thigh while encouraging the patient to call them as they could provide any prescriptions the patient needed.
10. The Respondent commented about taking the patient out for wine and stated that this would not be the last time they saw each other.

B. ALLEGATIONS OF VIOLATIONS OF REGULATIONS AND STATUTES

1. The RIDOH Board of Nursing has the authority to impose discipline on this license in accordance with R.I. Gen. Laws §5-34-24 and Regulations for Licensing of Nurses and Standards for the Approval of Basic Nursing Education Programs at 216-RICR-40-05-3.
2. That actions described in the statement of facts constitute several instances of unprofessional conduct in violation of R. I. Gen. Laws § 5-34-24(6).
3. Respondent violated R. I. Gen. Laws § 5-34-24(6)(ii) by willfully making and filing false reports or records in the practice of nursing.
4. Respondent violated R. I. Gen. Laws § 5-34-24(6)(iii) by willful omission to file or record nursing records and reports required by law.
5. Respondent violated R. I. Gen. Laws § 5-34-24(6)(v) willful disregard of standards of nursing practice and failure to maintain standards established by the nursing profession. Specifically, the standards as provided in the American Nurses Association (ANA) Scope and Standards of Practice, 3rd Edition and by reference. ANA Code of Ethics for Nurses.
 - i. Respondent's behavior constitutes a violation of Standard 1- Assessment.
 - ii. Respondent's behavior constitutes violations of the following five ethics provisions incorporated into Standard 7- Ethics:
 - a. Provision 1.2: Relationships with Patients
 - b. Provision 1.4: The Right to Self-Determination
 - c. Provision 2.3: Collaboration
 - d. Provision 2.4: Professional Boundaries
 - e. Provision 6.1: The Environment and Moral Virtue
 - iii. Respondent's behavior constitutes a violation of Standard 14- Quality of Practice
 - iv. Respondent's behavior constitutes a violation of Standard 17- Environmental Health

C. PROCEDURE AND NOTICE OF HEARING

A hearing will be held in accordance with the provisions of the Administrative Procedures Act and 216-RICR-10-05-4, §4.13, copies of which may be found at the RIDOH website (www.health.ri.gov) or by request to RIDOH. This is a contested hearing in which you have the right to appear personally or through counsel, or both; to produce witnesses and present evidence on your behalf, and to cross-examine witnesses. You also have the right to appeal any outcome directly to the RI Superior Court.

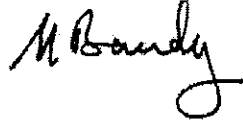
According to 216-RICR-10-05-4, §4.11, any person not initially a party to this matter who wishes to intervene or participate in this contested hearing shall file a written petition to intervene or participate with the Administrative Hearing Officer. The motion shall set forth clearly and concisely the facts from which the nature of the movant's alleged right or interest can be determined, the grounds for the proposed intervention, and the position of the movant in this proceeding. Intervenors shall be persons who have a demonstrated injury in fact that will result from a challenged action or application and whose interests are not adequately represented by the other parties in this hearing. Any person permitted to intervene shall be a full party. Every petition to intervene shall be treated in the alternative as a petition to participate fully.

The date of this hearing will be July 10, 2023, at 11:00 AM at the Rhode Island Department of Administration -1 Capitol Hill, 4th Floor Conference Room, Providence R.I. (across from the State Capitol building). If you or your counsel fail to appear at this hearing, the hearing will proceed on any evidence and testimony presented.

At this hearing the Board will make a determination as to whether Respondent has violated the law and may take action including, but not limited to, suspension or revocation of their license pursuant to R.I. Gen. Laws §§ 5-34-1 et seq.

For questions on this matter please contact Lynda D' Alessio, Director of Nursing, Board Manager for the Board of Nurse Registration and Nursing Education at Lynda.DAlessio@health.ri.gov or (401) 222-1741 or Department of Health Attorney David Marzilli @ david.marzilli@ohhs.ri.gov.

Entered this 30th day of June 2023



Utpala Bandy, M.D., M.P.H., Interim Director of Health
Rhode Island Department of Health
3 Capitol Hill, Room 401
Providence, RI 02908-5097

CERTIFICATION OF SERVICE

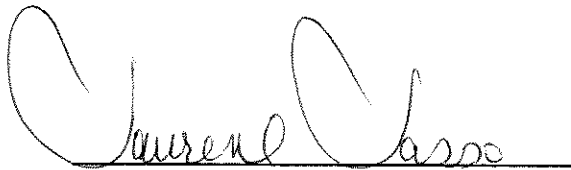
I hereby certify that on this 30th day, in the month of June 2023 I have mailed this Summary Suspension by **first class regular mail, by certified mail, and by email** to RAYMOND DILLON at the address on file at RIDOH.

I further hereby certify that I have mailed a true and accurate copy of this Summary Suspension, by email on this 30th day of June 2023 to:

Catherine Warren

RI Department of Administration Division of Legal Services

One Capitol Hill, Providence, RI 02908 catherine.warren@doa.ri.gov



Lauren Casso