



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

**IN THE MATTER OF: LOVELY SOLOE
LICENSEE NO.: NA 37582
COMPLAINT ID #: C24-0446AD**

CONSENT ORDER FOR SUSPENSION FOLLOWED BY ACTIVE PROBATION

Pursuant to R.I. Gen. Laws § 23-17.9-1 *et seq.* and the Rules and Regulations promulgated thereunder, the Rhode Island Department of Health ("RIDOH"), has investigated this complaint regarding allegations of unprofessional conduct in violation of R.I. Gen. Laws § 23-17.9-1 *et seq.* against **LOVELY SOLOE**, NA 37582 ("Respondent"), and after review and consideration by RIDOH with respect to the allegations of unprofessional conduct of Respondent, the following are and shall constitute:

FINDINGS OF FACT

1. Respondent is a Nursing Assistant licensed to practice in Rhode Island under Nursing Assistant License NA 37582.
2. That on or about April 24, 2024, Respondent was employed as a nursing assistant at a nursing facility.
3. That on or about April 24, 2024, Respondent pushed and restrained a 78-year-old dementia patient in her care.
3. On or about May 5, 2024, in conjunction with conduct described in paragraph three of this Consent Order, Respondent was arrested and charged with a violation of R. I. Gen. Laws § 11-5-10.3, assault and battery upon a person sixty (60) years of age or older, causing bodily injury, and who was, at the time of the assault and battery, responsible for the care and treatment of the victim, in Rhode Island District Court, Case No. 32-2024-2979.

4. In order to preserve her Fifth Amendment right against self-incrimination in the above-referenced criminal matter, Respondent does not admit to any fact or set of facts that she committed any criminal act on or about April 24, 2024.
5. However, Respondent acknowledges, without admission of any wrongdoing, that RIDOH considers the conduct described in paragraph three of this Consent Order subjects Respondent to disciplinary proceedings pursuant to R. I. Gen. Laws §23-17.9-1 *et seq.* and the Rules and Regulations promulgated thereunder.
6. Respondent, by entering into this Consent Order, does not and will not dispute this finding by RIDOH and submits herself to the discipline set forth herein.

**ACCORDINGLY, AND BASED ON THE FOREGOING,
RIDOH AND THE RESPONDENT HEREBY AGREE AS FOLLOWS:**

1. Respondent understands the purpose of this Consent Order is solely to resolve the Complaint and RIDOH and Respondent hereby agree to the following disposition of this Complaint:

2. That Respondent hereby acknowledges and waives:

The right to have an administrative hearing on this matter;
The right to represent herself or be represented by an attorney of her own choosing at said hearing;
The right to present testimony, evidence, and witnesses on her behalf;
The right to cross-examine witnesses presented by RIDOH;
The right to further procedural steps except for those specifically contained herein;
The right to take an appeal from the terms of this Consent Order; and
Any objection that this Consent Order will (i) be reported to the National Practitioner Data Bank, (ii) become a permanent part of Respondent's record maintained by RIDOH and a part of the public record of this proceeding, or (iii) be posted on RIDOH's public website.

3. This Consent Order will become effective upon signature of the Respondent and ratification of this Consent Order by RIDOH.
4. Respondent's nursing assistant license is suspended for a period of 30 calendar days from the date this Consent Order is ratified by RIDOH.
5. During the suspension period Respondent shall complete the six online courses listed below and available at <https://ceufast.com> at her own

expense. Respondent shall take each test at the end of each course. If Respondent fails a test, she must retake the test until she passes, and she shall provide proof that she has passed each test to RIDOH.

6. The required courses are:

Assaultive Behaviors in the Healthcare Workplace for CNAs and HHAs
Care of the Patient with Alzheimer's
Improving Customer Service for Healthcare Professionals
Patient Rights
Restraint Use for CNAs and HHAs
Talking to Dementia Residents

7. Upon completion of the suspension and upon receipt of passing test results for all six courses by RIDOH, the Suspension shall be lifted and Respondent's Nursing Assistant license NA 37582 shall be subject to a one-year period of active probation and Respondent's license shall reflect the status "Active Probation."

8. Respondent must demonstrate one year of employment as a nursing assistant at a hospital or nursing facility with direct supervision. Respondent may not work as a nursing assistant in a private home or anywhere else without direct supervision.

9. If at any time Respondent is not employed as a nursing assistant, the active probation period will be extended until the required one-year period of employment as a Nursing Assistant is completed.

10. After Respondent completes one year of employment as a nursing assistant with the status of Active Probation, Respondent may apply to RIDOH for her license status to be changed to "Active" status.

11. Any violation of, or failure to adhere to, the terms of this Consent Order shall constitute unprofessional conduct and subject Respondent to further disciplinary action at the discretion of RIDOH, including but not limited to revocation of her license.

12. Respondent must provide RIDOH with the name and address of the hospital or nursing facility where she is employed. If Respondent changes jobs, Respondent must provide RIDPH with hospital or nursing facility where she is employed within two weeks of starting employment.

13. Respondent must provide all hospitals and/or nursing facilities where she is employed as a nursing assistant with a copy of this Consent Order and a Job Performance Progress Report from provided to her by RIDOH.
14. Respondent agrees to ensure that Respondent's employer provides Job Performance Progress Reports to RIDOH. The due dates of Respondent's quarterly reports are as follows:
 - 1st Quarter Report (January –March) due by April 15th each year
 - 2nd Quarter Report (April-June) due by July 15th each year
 - 3rd Quarter Report (July-September) due by October 15th each year
 - 4th Quarter Report (October-December) due by January 15th each year
15. Respondent understands that if she fails to cause her employer to timely submit Respondent's Job Performance Progress Report to RIDOH, that is, within four (4) weeks of the date it is due to RIDOH, RIDOH shall be entitled to presume that she is not employed as a nursing assistant and may change Respondent's license status to "Inactive."
16. RIDOH acknowledges that if Respondent fully completes her obligations set forth in this Consent Order, that RIDOH shall not impose any further discipline arising out of the April 24, 2024 incident. In particular, DOH shall not pursue any further discipline, regardless of the outcome of Respondent's Rhode Island District Court criminal Case No. 32-2024-2979.

Respondent has read this Consent Order and understands that this Consent Order shall become binding once signed by the Respondent and RIDOH and shall become a permanent part of Respondent's record maintained by RIDOH, and that this Consent Order is a public record.


 _____ 10/3/24
 LOVELY SOLOE Date Signed
 NA 37582


 _____ 10/22/24
 Date Signed
 Center for Professional Boards and Licensing