

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
DEPARTMENT OF HEALTH
OFFICE OF HEALTH PROFESSIONAL REGULATION

BOARD OF NURSE REGISTRATION AND NURSING EDUCATION

RE: KERI SILVA, RN55028
C17-1259A

CONSENT ORDER

Pursuant to Rhode Island Gen. Laws § 5-34-25 of the Rhode Island General Laws and the regulations promulgated thereunder, a complaint (the "Complaint") was filed with the Board of Nurse Registration and Nursing Education (the "Board"), charging Keri Silva (the "Respondent"), a licensed registered nurse (RN license #55028), with a violation of Chapter 5-34 of the General Laws of the State of Rhode Island.

After review and consideration by an Investigating Committee of the Board with respect to the allegations of unprofessional conduct of Respondent, the Board has made the following

FINDINGS OF FACT AND CONCLUSIONS OF LAW:

1. Respondent is licensed to practice as a registered nurse in the State of Rhode Island under license RN55028.
2. Respondent was employed as a nurse at Harris Health Care Center North, 60 Eben Brown Lane, Central Falls, RI 02863, on or about August 2, 2017.
3. Respondent was assigned to a patient on the evening of July 24, 2017 - July 25, 2017 from 11:00PM – 7:00AM.
4. Resident sustained a fall from bed at 2:51AM on July 25, 2017. Respondent and her spouse entered resident's room, assisted resident off floor and placed resident back in bed. Resident was non-responsive verbally, unable to open her eyes and unable to sit upright.
5. Respondent failed to conduct resident assessment throughout the shift; and in addition, last point of contact with resident is observed at 3:36AM.
6. The findings of fact described in paragraphs one (1) through five (5) herein constitutes unprofessional conduct as defined in Rhode Island Gen. Laws § 5-34-24(6) which includes (6)(v) willful disregard of standards of nursing practice and failure to maintain

standards established by the nursing profession; and Rules and Regulations for the Licensing of Nurses and Standards for the approval of Basic Nursing Education Programs [R5-34-NUR/ED], Section 12.1(f)(v).

AGREEMENT:

The Board and Respondent (together, the "Parties") hereby agree as follows:


1. Respondent admits to the jurisdiction of the Board and hereby agrees to remain under the jurisdiction of the Board.
2. Respondent has read this Consent Order and understands this it is a proposal of an Investigating Committee of the Board and is subject to final ratification by the Board. This Consent Order and the contents herein are not binding on Respondent until final ratification by the Board.
3. Respondent hereby acknowledges and waives:
 - a. The right to appear personally or by counsel before the Board;
 - b. The right to produce witnesses and evidence in her behalf at a hearing;
 - c. The right to cross-examine witnesses;
 - d. The right to have subpoenas issued by the Board;
 - e. The right to further procedural steps except for those specifically contained herein;
 - f. Any and all right of appeal of this Consent Order;
 - g. Any objection to the fact that this Consent Order will be presented to the Board for consideration and review;
 - h. Any objection to the fact that it will be necessary for the Board to become acquainted with all evidence pertaining to this matter in order to adequately review this Consent Order;
 - i. Any objection to the fact that the Board reviewing this Consent Order may be the same as the hearing committee presiding over this matter should it later be brought to an administrative hearing.
 - j. Any objection to the fact that potential bias against the Respondent may occur as a result of the presentation of this Consent Order to the Board.


4. This Consent Order shall become part of the public record of this proceeding once it is accepted by all parties and accepted by the Board.
5. Respondent's acceptance of this Consent Order constitutes an admission by Respondent that the Board's factual findings and legal conclusions, as contained herein, are accurate and correct.
6. Respondent voluntarily agrees to accept the sanction of a Reprimand against her license as a registered nurse.
7. That should Respondent fail to comply with the laws and regulations governing the practice of nursing and/or fail to comply with the terms of the Consent Order, her license as a registered nurse may be subject to other appropriate disciplinary action.

DISPOSITION OF THE COMPLAINT:

Accordingly, and based on the foregoing, the Parties hereby agree to the following disposition of the Complaint:

1. That Respondent is hereby issued the sanction of a Reprimand.
2. That this Consent Order shall become part of a public record of this proceeding.


Keri Silva, RN55028


President, Board of Nurse Registration
and Nursing Education

Date: 7-25-18

Date: 9/10/18

Ratified as an order of the Board of Nurse Registration and Nursing Education at a meeting held on this _____ day of _____, 2018.

OFFICIAL DOCUMENT
BOARD OF NURSE
REGISTRATION
& NURSING EDUCATION