

**STATE OF RHODE ISLAND
AND PROVIDENCE PLANTATIONS**

**DEPARTMENT OF HEALTH
HEALTH SERVICES REGULATION
BOARD OF NURSE REGISTRATION
AND NURSING EDUCATION**

vs.

Joyce Capece, LPN (PN02535)

ORDER

Pursuant to Section 5-34-25 of the General Laws of the State of Rhode Island, 2004 Reenactment, a complaint was filed with the Board of Nurse Registration and Nursing Education (hereinafter referred to as "Board") charging Joyce Capece, LPN, Respondent, with violation of Chapter 5-34 of the General Laws of the State of Rhode Island, 2004 Reenactment.

After consideration by the Investigating Subcommittee of the Board, the following constitutes the Findings of Fact with respect to the professional performance of the Respondent.

1. Respondent is a practical nurse and licensed to practice nursing in the State of Rhode Island.
2. That on or about August 30, 2004, Respondent slapped a resident on the right shoulder while attempting to remove the resisting, who was resisting, from the dining room of a nursing facility.
3. Respondent entered into a Consent Order with the Board ratified on March 14, 2005 and Respondent has not been compliant with said Consent Order.

Based upon the foregoing, the Board hereby enters the following Order:

1. That the practical nurse license issued to the Respondent is hereby suspended effective upon ratification of this Order by the Board .

2. That this Order shall remain in full force and effect pending further Order of the Board.

Entered as an Order of the Board of Nurse Registration and Nursing Education at a meeting held on October 16, 2006.

Date: Oct. 16 2006

Sharon K. Smith, M.D.
President, Board of Nurse Registration
and Nursing Education