

State of Rhode Island
and Providence Plantations

Department of Health
Office of Health Professions Regulation

vs.

ASHLEY TONER, NA (CO6-289 & CO6-290)

ORDER

Pursuant to R.I.G.L. (2001 Reenactment) Section 23-17.9-8 and the Rules and Regulations promulgated thereunder, the Rhode Island Department of Health (hereinafter "Department"), after review and consultation with the Advisory Board for Nursing Assistants, has investigated a complaint charging Ashley Toner (NA29192) (hereinafter "Respondent") with a violation of Section 23-17.9-8 of the General Laws.

After consideration by the Department, the following constitutes the Findings of Fact with respect to the professional performance of the Respondent:

1. Respondent is a Nursing Assistant licensed to practice in the State of Rhode Island.
2. That at all pertinent times, Respondent was employed by Grand Islander Center, Middletown, Rhode Island and Village House Convelescent Home, Inc., Newport, Rhode Island.
3. That on or about 15 April 2006 and 2 January 2006, Respondent removed a Duragesic Patch from the arm of a resident but failed to replace it and Duragesic Patches were missing from a female resident on several dates from 18 December 2005 through 2 January 2006 which corresponded with the Respondent's schedule days in which she was assigned to the resident.
4. The conduct described in paragraph three (3) herein constitutes unprofessional conduct in

Section 23-17.9-8, and Rules and Regulations promulgated thereunder.

Based on the foregoing, the Rhode Island Department of Health hereby enters the following:

1. Nursing Assistant certification issued to the Respondent is hereby revoked for a period of not less than five (5) years commencing on 20 February 2007.
2. At the time Respondent seeks reinstatement of the Nursing Assistant certification, Respondent shall submit documentation to the Board evidencing that Respondent is capable and competent to engage in the practice of Nursing Assistant. In addition, Respondent must meet all education requirements for licensure in effect at the time Respondent applies for licensure.
3. That should Respondent fail to comply with the terms of this Order, Respondent shall be subject to further disciplinary sanctions.
4. That this Order shall remain in full force and effect pending further Order by the Rhode Island Department of Health.

Ordered this 8th day of February 2007



Charles Alexandre, Chief
Health Professions Regulation