

State of Rhode Island  
and Providence Plantations

Department of Health  
Office of Health Professions Regulation

vs.

Melissa Escomilha (C09-127 and C09-182)

**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 Melissa Escomilha (NA38305) (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 all pertinent times, Respondent was initially employed by Holiday Retirement Home, Manville, RI and later employed by Hebert's Nursing Home, Smithfield, RI.
3. That is, on or about December 30, 2008, Respondent exhibited inappropriate language and refused to assist a resident with eating; exhibited roughness while assisting another resident from her recliner to her room; and responded inappropriately to another resident by blocking the resident from entering the room
4. That is, on or about March 14, 2009, Respondent exhibited roughness while providing care to one resident requiring assistance into bed via a Hoyer lift and another resident requiring clothing and bed linens changed.

5. That the conduct described in paragraphs three (3) and four (4) herein constitutes unprofessional conduct pursuant to Section 23-17.9-8 and the Rules and Regulations promulgated thereunder.

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

1. That this Order shall become part of the public record of this proceeding.
2. That Respondent must work in a supervised environment and is prohibited from home care.
3. That should Respondent fail to comply with the terms of this Order, Respondent shall be subject to further disciplinary sanctions.
4. That Respondent is issued the sanction of a Reprimand.

Ordered this 11<sup>th</sup> day of June 2009



Charles Alexandre, RN, MSN  
Chief, Health Professions Regulation