

State of Rhode Island
and Providence Plantations

Department of Health
Office of Health Professions Regulation

vs.

Venus Welley Madave (C12-009)

CONSENT 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 Venus Welley Madave NA33543 (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 the 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 employed by Hopkins Manor, North Providence, RI.
3. That is, on or about November 30, 2011, Respondent left resident, who required toileting, unattended sitting on a shower chair behind a closed shower curtain and closed shower door for an extended period of time. Respondent violated resident's plan of care, which required extensive assist with toileting and supervision and placed resident at risk for injury as resident sustained pressure ulcers.
4. That the conduct described in paragraph three (3) herein constitutes unprofessional conduct pursuant to Section 23-17.9-8 and the Rules and Regulations promulgated thereunder.

The parties agree as follows:

- (a) Respondent is a Nursing Assistant licensed and doing business under and by virtue of the Laws of the State of Rhode Island, Nursing Assistant license number, NA33543.
- (b) Respondent admits to the jurisdiction of the Department and hereby agrees to remain under the jurisdiction of the Department;
- (c) Respondent has read this Consent Order and understands that it is a proposal of the Board and is subject to the final approval of the Department. This Consent Order is not binding on Respondent until signed by the Department.
- (d) Respondent hereby acknowledges and waives:
 - (1) The right to appear personally or by counsel or both before the Department;
 - (2) The right to produce witnesses and evidence on Respondent's behalf at a hearing;
 - (3) The right to cross-examine witnesses;
 - (4) The right to have subpoenas issued by the Department;
 - (5) The right to further procedural steps except for those specifically contained herein;
 - (6) Any and all rights of appeal of this Consent Order;
 - (7) Any objection to the fact that this Consent Order will be presented to the Department for consideration and review;
 - (8) Any objection to the fact that it will be necessary for the Department to become acquainted with all evidence pertaining to this matter in order to review adequately this Consent Order;

(9) Any objection to the fact that potential bias against the Respondent may occur as a result of the presentation of this Consent Order. The signing of this Consent Order is for settlement purposes only.

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

1. The Nursing Assistant license issued to the Respondent is hereby suspended for a period of one (1) year commencing upon the date signed by the Department.
2. Prior to seeking reinstatement of the Nursing Assistant license, Respondent shall retrain and retest as a Nursing Assistant. Respondent shall provide proof to the Department that she has completed a licensed Rhode Island Nursing Assistant Training Program and successfully passed the Rhode Island Nursing Assistant written and skills licensing exams.
3. That Respondent understands that she may not work as a Medication Aide unless she holds a current and valid Medication Aide Certificate of Registration.
Respondent may not hold a Medication Aide Certificate of Registration while her Nursing Assistant's license is suspended.
4. That should the Respondent fail to comply with the terms of this Order, Respondent shall be subject to further disciplinary sanctions.
5. That this Order shall remain in full force and effect pending further Order by the Rhode Island Department of Health.


VENUS WELLEY MADAVE
NA33543


Ed D'Arezzo
Interim Associate Director of Health
Environmental and Health Services Regulation

Date: 7-11-12

Date: 7/11/12