

**STATE OF RHODE ISLAND  
AND PROVIDENCE PLANTATIONS**

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

**vs.**

**PAMELA DIEHL, RN (RN36144)**



**CONSENT ORDER**

Pursuant to Section 5-34-24 and 5-34.2-4 of the General Laws of the State of Rhode Island, 2004 Reenactment, and the Rules and Regulations promulgated thereunder, the Rhode Island Board of Nurse Registration and Nursing Education (hereinafter "Board"), has investigated a complaint charging Pamela Diehl, RN, Respondent, with a violation of Chapter 5-34 and 5-34.2 of the General Laws of the State of Rhode Island, 2004 Reenactment.

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

1. Respondent is a Registered Nurse licensed to practice nursing in the State of Rhode Island.
2. That at all pertinent times Respondent was employed at Woodpecker Hill Nursing Home.
3. That on or about August 20, 2006 Respondent attempted to redirect a Resident who would not allow staff to care for another Resident. Respondent grabbed the Resident by her arm and held it behind her back. When the Resident sat on the floor to resist, Respondent grabbed the Resident's hands and dragged her a few feet down the hallway.

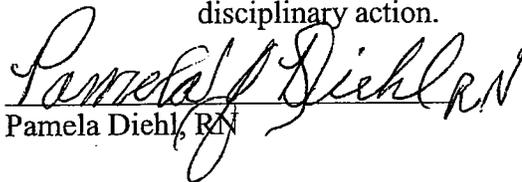
4. That the conduct described in paragraph three (3) herein constitutes unprofessional conduct as defined in Section 5-34-24 and the Rules and Regulations promulgated thereunder.

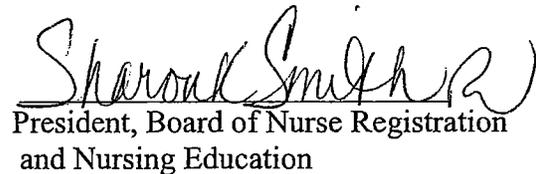
The parties agree as follows:

1. Respondent is a Registered Nurse and able to conduct business under and by virtue of the laws of the State of Rhode Island.
2. Respondent admits to the jurisdiction of the Board.
3. Respondent has read this Consent Order and understands that it is a proposal of the Board and is subject to final ratification by the Board. This Consent Order and the contents thereof are not binding on Respondent until final ratification by the Board.
4. Respondent hereby acknowledges and waives:
  - a) The right to appear personally or by counsel or both 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 rights 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.
5. 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.
  6. Acceptance by the Respondent and approval by the Board of this Consent Order constitutes an admission of the facts contained herein.
  7. Respondent agrees to accept the sanction of a Reprimand.
  8. 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 this Order, her license as a registered nurse shall be subject to suspension or other appropriate

disciplinary action.

  
Pamela Diehl, RN

  
President, Board of Nurse Registration  
and Nursing Education

Ratified as an order of the Board of Nurse Registration and Nursing Education at a meeting held on this 8<sup>th</sup> day of January 2006.