

State of Rhode Island
And Providence Plantations

Department of Health
Office of Health Professions Regulation
Board of Nurse Registration and Nursing Education

vs.

Ofra Lemaire, RN48654, Case Number C13-304

CONSENT ORDER

Pursuant to Section 5-34-24 the General Laws of the State of Rhode Island, 2004 Reenactment, a complaint was filed with the Board for Nurse Registration and Nursing Education (hereinafter referred to as "Board"), charging Ofra Lemaire, RN48654 (hereinafter referred to as "Respondent") with a violation of Chapter 5-34 of the General Laws of the State of Rhode Island, 2008 Reenactment.

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

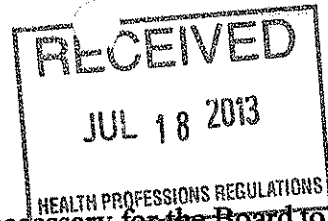
1. Respondent is a Registered Nurse licensed to practice in the State of Rhode Island.
2. That all pertinent times, respondent was employed by St. Jude Homecare, 445 Reservoir Ave., Cranston, RI.
3. That is, on or about 01/23/2013, Respondent was in collaboration with another registered nurse who was not an authorized employee of VNA of RI. This unauthorized employee made a home health visit to a patient of the VNA of RI without the authorization from the VNA of RI. The Respondent was scheduled by the VNA of RI to make the visit.

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

The parties agree as follows:

This Consent Order is not binding on Respondent until final ratification by the Board.

- (a) Respondent is a Registered Nurse licensed and doing business under and by virtue of the Laws of the State of Rhode Island, license number, RN48654.
- (b) Respondent admits to the jurisdiction of the Board and hereby agrees to remain under the jurisdiction of the Board;
- (c) Respondent has read this Consent Order and understands that it is a proposal of the Board and is subject to the final approval by the Board. This Consent Order is not binding on Respondent until final ratification by the Board.
- (d) Respondent hereby acknowledges and waives:
 - (1) The right to appear personally or by counsel or both before the Board;
 - (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 Board;
 - (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 Board for consideration and review;



(8) 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 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 Board hereby enters the following:

1. 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.
2. Acceptance by the Respondent and approval by the Board of this Consent Order constitutes an admission of the facts contained herein.
3. Failure to comply with the Consent Order, once signed and accepted, shall subject the Respondent to further disciplinary action.
4. Respondent agrees to a Reprimand on Respondent's Registered Nurse license.
5. That should Respondent violate the terms of this Consent Order, Respondent shall be subject to further disciplinary actions.

Ofra Lemaire

Ofra Lemaire
RN48654

Beggy Matton

President, Board of Nurse Registration
And Nursing Education

Date: 7/16/13

Date: 9/9/13

Ratified as an order of the Board of Nurse Registration and Nursing Education at a meeting held on this 9 day of September 2013.