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**FILED**  
OCT 28 2016  
N.J. BOARD OF NURSING

STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF NURSING

IN THE MATTER OF THE SUSPENSION	:	Administrative Action
OR REVOCATION OF THE	:	
CERTIFICATION	:	
OF	:	
Robin L. Frye	:	INTERIM CONSENT ORDER
Certification # 26NH11663900	:	OF VOLUNTARY SURRENDER
	:	
TO PRACTICE AS A HOMEMAKER-HOME	:	
HEALTH AIDE IN THE STATE OF	:	
NEW JERSEY	:	

This matter was opened to the New Jersey State Board of Nursing (the "Board") upon receipt of information indicating that Robin L. Frye ("Respondent"), a certified homemaker-home health aide in the State of New Jersey, was arrested on or about May 11, 2016, by members of the Eatontown police for violation of N.J.S.A. 2C:5-1A(1), Criminal Attempt, N.J.S.A. 2C:14-2C(1), Sexual Assault-Force/Coercion and N.J.S.A. 2C:14-3A, Aggravated Criminal Sexual Conduct.

Specifically, it is alleged that Respondent engaged in sexual contact with an elderly patient who resided at a nursing facility where Respondent worked.

The allegations, if proven, would disqualify Respondent from certification under N.J.S.A. 45:11-24.3, demonstrate that Respondent engaged in acts constituting crimes or offenses involving moral turpitude or which relate adversely to the activity regulated by the Board in violation of N.J.S.A. 45:1-21(f), and/or engaged in professional misconduct by engaging in a sexual act with a patient in violation of N.J.S.A. 45:1-21(e), providing bases for disciplinary action against Respondent's certification.

It appearing that Respondent agrees to voluntarily enter into an interim agreement temporarily surrendering his certification, to be deemed a suspension, without making admissions and without prejudice to his ability to defend any action brought based on the above allegations, and the Board finding the within disposition adequately protective of the public health, safety and welfare, and for good cause shown;

IT IS THEREFORE ON THIS 28<sup>th</sup> day of October, 2016,

ORDERED:

1. Respondent is hereby granted leave to voluntarily surrender his certification to practice as a homemaker-home health aide in the State of New Jersey to be deemed an interim

suspension, pending the disposition of the criminal charges against him and satisfaction of any criminal sentencing terms imposed upon him. Respondent shall, contemporaneously with the signing of this Order, forward his homemaker-home health aide certificate, both wallet and wall versions, to Twalema Khonje, State Board of Nursing, P.O. Box 45010, Newark, New Jersey 07101.

2. Respondent shall immediately cease and desist from holding himself out as a certified homemaker-home health aide in the State of New Jersey and/or practicing as a certified homemaker-home health aide, which includes but is not limited to performing delegated nursing regimens or nursing tasks delegated through the authority of a duly licensed professional nurse pending further order of the Board.

3. Nothing contained herein shall be deemed an admission of liability on the part of Respondent, nor prejudice his ability to defend against the criminal charges.

4. The entry of the within Order is without prejudice to the further investigation and/or prosecution of any violations by Respondent of any statutes or regulations governing the homemaker-home health aide practice in the State of New Jersey or any other violations of law, by the Board, the Attorney General, or any other regulatory or law enforcement agency.



including, but not limited to, this matter and any pending matters under investigation.

5. Nothing herein shall preclude the Board from initiating further disciplinary action based upon the conduct relating to Respondent as alleged above or upon disposition of the criminal matter, including, but not limited to, action pursuant to N.J.S.A. 45:11-24.3 in the event of Respondent's conviction of a disqualifying crime.

6. In the event that Respondent seeks reinstatement of her New Jersey certification in the future, Respondent shall:

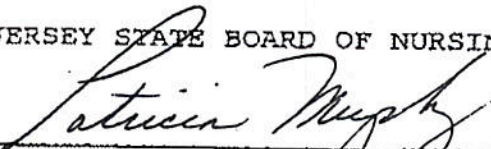
- a. Furnish the Board with documentation of the disposition of the criminal charges against him and successful completion of all criminal sentencing terms (if any).
- b. Appear before the Board to discuss his readiness to reenter practice as a homemaker-home health aide.
- c. Provide the Board with evidence of his rehabilitation and that he is capable of discharging the functions of a certificate holder in a manner consistent with the public's health, safety and welfare.

7. The Board reserves the right to place restrictions and/or limitations upon Respondent's certification to practice as a homemaker-home health aide in the State of New Jersey in

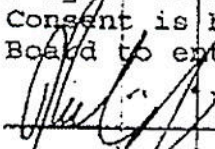
the event that his certification is reinstated.

NEW JERSEY STATE BOARD OF NURSING

By:

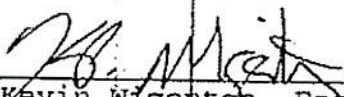
  
Patricia Murphy, PhD., APN, FAAN  
President

I have read and understand  
the above Consent Order and  
I agree to abide by its terms.  
Consent is hereby given to the  
Board to enter this Order.

  
Robin L. Frye

10/28/16  
Date

I consent to the form  
and entry of this Order.

  
Kevin Wigenton, Esq.  
Attorney for Robin L. Frye

Date: 10/28/16