



State of New Jersey  
DEPARTMENT OF HEALTH

PO BOX 358  
TRENTON, N.J. 08625-0358

[www.nj.gov/health](http://www.nj.gov/health)

CHRIS CHRISTIE  
Governor

KIM GUADAGNO  
Lt. Governor

CATHLEEN D. BENNETT  
Commissioner

September 1, 2017

Elsweeta Perry  
[REDACTED]  
[REDACTED]

RE: **Summary Suspension**  
Elsweeta Perry  
Certification # NA 8416962

Enclosed is an Order of Summary Suspension, issued under authority of N.J.A.C. 8:39-43.5(b). Specifically, on June 12, 2014 you were observed on video surveillance while you were on a cell phone, you watched the resident you were sitting next to get up from her chair and walk away. As you continued talking on the cell phone, you held up your arm against restraining the resident as the resident was forcibly being walked sideways back to her chair by another facility employee. You remained on the cell phone while the resident stumbled, fell, and subsequently sustained serious injury. You neglected the same resident by failing to provide her with her walker to ambulate. In addition, on June 26, 2017, the Department received notification from Raritan Township Municipal Court, whereby, you were charged with neglect to do an act necessary for the physical or mental health of the resident, in violation of N.J.S.A 2C:24-8, and, for falsifying a record for the purpose to conceal any wrongdoing, in violation of N.J.S.A 2C:21-4A.

As of your receipt of this Order, your nurse aide certification is no longer valid. However, you have thirty (30) days from the date you receive this notice to appeal this summary suspension to the Commissioner of the Department of Health, as set forth in the enclosed Order. Please review the Order carefully, as failure to submit a written request for emergency relief within 30 days from the date of receipt of this Order shall be interpreted as an acceptance of this Department's decision to summarily suspend your nurse aide certification pending completion of the investigation, thereby forfeiting all rights to emergency relief.

Should you have any questions regarding this Order, please contact Lisa King in the Office of Program Compliance at (609) 984-8128.

Sincerely,

John A. Calabria, Director  
Division of Certificate of Need & Licensing  
New Jersey Department of Health

JAC/sld



State of New Jersey  
DEPARTMENT OF HEALTH  
PO BOX 358  
TRENTON, N.J. 08625-0358

CHRIS CHRISTIE  
Governor

KIM GUADAGNO  
Lt. Governor

www.nj.gov/health

CATHLEEN D. BENNETT  
Commissioner

IN THE MATTER OF:

Elsweeta Perry )  
Certified Nurse Aide ) ORDER OF SUMMARY  
Certification No. NA 8416962 ) SUSPENSION OF NURSE AIDE

TO: Elsweeta Perry  
[Redacted]  
[Redacted]

TAKE NOTICE that, in accordance with the authority set forth in N.J.S.A. 26:1A-1 et seq., N.J.S.A. 26:2H-1 et seq., and the provisions set forth at N.J.A.C. 8:39-43.5(b), the New Jersey Department of Health (hereinafter, "the Department") hereby

FINDS that you, Elsweeta Perry, Certification No. NA 8416962, are a certified nurse aide within the State of New Jersey, which certification entitles you to obtain and/or maintain employment at nursing homes and other long term care health care facilities, where your duties include the provision of direct, hand-to-hand care to elderly, often vulnerable, residents of said nursing homes and other long term care health care facilities; and the Department further

FINDS that credible evidence exists that, while working as a certified nurse aide at Hunterdon Care Center in Flemington, New Jersey, and caring for vulnerable residents, you abused, mistreated and neglected a resident entrusted to your care. Specifically, on June 12, 2014 you were observed on video surveillance while you were on a cell phone, you watched the resident you were sitting next to get up from her chair and walk away. As you continued talking on the cell phone, you held up your arm against restraining the resident as the resident was forcibly being walked sideways back to her chair by another facility employee. You remained on the cell phone while the resident stumbled, fell, and subsequently sustained serious injury. You neglected the same resident by failing to provide her with her walker to ambulate. In addition, on June 26, 2017, the Department received notification from Raritan Township Municipal Court, whereby, you were charged with neglect to do an act necessary for the physical or mental health of the resident, in violation of N.J.S.A. 2C:24-8, and, for falsifying a record for the purpose to conceal any wrongdoing, in violation of N.J.S.A. 2C:21-4A; and the Department further

FINDS that you pose an immediate threat to the health, safety and welfare of the public, including residents of long term care facilities, assisted living facilities and other licensed health care facilities or agencies, including home health agencies that provide in-home care, and that

Elsweeta Perry  
Certification No. NA 8416962  
Order of Summary Suspension of Nurse Aide

you be immediately suspended from eligibility for employment as a nurse aide, pursuant to N.J.A.C. 8:39-43.5(b).

**NOW, THEREFORE**, it is hereby administratively

**ORDERED** that your certification to work as a certified nurse aide in a long term care facility, assisted living facility and other licensed health care facility or agency, is hereby **SUMMARILY SUSPENDED**, and your certification shall remain suspended until such time as the Department has completed its investigation into this matter; and it is further administratively

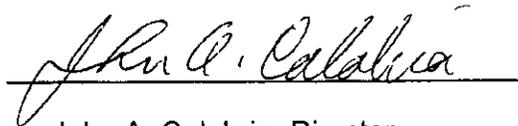
**ORDERED** that, in the interim, the Department will continue to investigate this matter. You will be notified when the Department has completed its investigation, at which time you will be advised of what action(s), if any, will be taken with respect to your nurse aide certification.

**TAKE NOTICE THAT** in accordance with the provisions set forth in N.J.A.C. 8:39-43.5(b), you have thirty (30) days from the date of receipt of this notice to request an expedited hearing to appeal this summary suspension to the Commissioner of the Department of Health. Any such hearing shall be conducted at the New Jersey Office of Administrative Law, and shall be conducted pursuant to the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq., and N.J.S.A. 52:14F-1 et seq., and the Uniform Administrative Procedure Rules, N.J.A.C. 1:1-1 et seq. A request for an expedited hearing shall be made in writing and sent to:

Attention: OAL Expedited Hearing Requests  
Office of Legal & Regulatory Compliance - Room 805  
New Jersey State Department of Health  
P.O. Box 360  
Trenton, New Jersey 08625-0360

Failure to submit a written request for emergency relief within 30 days from the date of receipt of this Order shall be interpreted as an acceptance of this Department's decision to summarily suspend your nurse aide certification pending completion of the investigation, thereby forfeiting all rights to emergency relief. If you have any questions concerning this matter, please contact Lisa King at (609)-984-8128.

DATED: September 1, 2017



John A. Calabria, Director  
Division of Certificate of Need  
and Licensing