

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

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IN THE MATTER OF  
DISCIPLINARY PROCEEDINGS AGAINST

DANNIE K. MCCARTHY, R.N.,  
Respondent

ORDER GRANTING PETITIO

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On July 8, 1994, the Board of Nursing issued its Final Decision and Order in the above-captioned matter. By the terms of the board's order, respondent's license to practice as a registered nurse in Wisconsin was suspended for a period of not less than two years. The order provided that after six months, respondent would be permitted to petition for a stay of the suspension upon a showing of successful continuing treatment of his chemical dependence.

By letter dated June 30, 1995, respondent petitioned for a stay. The Board of Nursing considered the matter at its meeting of July 7, 1995, and granted the stay by its Order dated July 17, 1995. A second stay of suspension was granted by the board by its order dated November 7, 1995. On February 16, 1996, respondent petitioned for a third stay. Thereafter, on or about February 29, 1996, the board received notification from Vincent W. Bergstrom, CRNA, respondent's work supervisor at De Paul Hospital, that respondent had relapsed, and was to be suspended from work for 90 days. Later in the day of February 29, 1996, respondent phoned the board's agent, Michelle Neverman, and notified her that he had in fact relapsed. By copy of an internal De Paul Hospital memorandum, Mr. Bergstrom confirmed that respondent had contacted Mr. Bergstrom by telephone on February 26, 1996, and notified him that he had relapsed on cocaine. The memorandum also confirmed that the Milwaukee Police department was investigating respondent in connection with the theft of a computer from the hospital and the alleged attempt by respondent to sell the computer in a Milwaukee tavern. The board denied respondent's request for continuation of the stay by its Order dated March 14, 1996.

By letter dated June 17, 1996, Mr. McCarthy petitioned for renewal of the stay of suspension. He appeared before the board in support of the petition, and the board learned at that time that Mr. McCarthy had suffered another relapse in June. The board considered the petition at its July, 1996, meeting, and denied the petition by its Order dated July 20, 1996.

By letter dated December 9, 1996, Mr. McCarthy again petitioned for reinstatement of his license. The board considered the request at its meeting of January 10, 1997, and again denied the petition by its Order dated January 28, 1997.

Mr. McCarthy appeared before the board at its meeting of September 1, 2000, and petitioned for a stay of the suspension of his license. The board considered the petition on that date, and orders as follows:

ORDER

NOW, THEREFORE, IT IS ORDERED that the petition of Dannie K. McCarthy for a three month stay of the suspension of his license be, and hereby is, granted. Mr. McCarthy may petition for further three month stays of the suspension, which shall be granted upon submission of satisfactory evidence that he has fully complied with the board's July 18, 1994 Final Decision and Order.

IT IS FURTHER ORDERED that Mr. McCarthy shall not become employed as a registered nurse until he has satisfactorily completed a nurse refresher course.

Dated this 8<sup>th</sup> day of September, 2000.

STATE OF WISCONSIN  
BOARD OF NURSING

Ann Brewer R.N.  
Chair