

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF THE DISCIPLINARY
PROCEEDINGS AGAINST

GARY L. SITTIG, R.N.,
RESPONDENT

FINAL DECISION AND ORDER
LS0005192NUR

Division of Enforcement Case No. 99 NUR 387

The parties to this action for the purposes of section 227.53 of the Wisconsin statutes are:

*Gary L. Sittig
1000 S. 58th Street
West Allis, WI 53214*

*Board of Nursing
PO Box 8935
Madison, WI 53708-8935*

*Department of Regulation and Licensing
Division of Enforcement
PO Box 8935
Madison, WI 53708-8935*

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the Board. The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Gary L. Sittig (D.O.B. 03/14/48) is duly licensed as a registered nurse in the state of Wisconsin (license #61783). This license was first granted on January 24, 1975.
2. Respondent's most recent address on file with the Wisconsin Board of Nursing is 1000 S. 58th Street, West Allis, Wisconsin, 53214.
3. At all times relevant to this action, Respondent was working as a registered nurse at The Lutheran Home, 7500 W. North Ave., Milwaukee, Wisconsin, 53213. "CW" was a resident with dementia assigned to Respondent's care.
4. On or about December 22, 1999, CW knocked the television to the floor two times, and Respondent struck "CW" with Respondent's open hand in the back of CW's head. This contact inflicted no lasting injury to CW, and the resident retains no memory of the incident.
5. In resolution of this matter, Respondent consents to the issuance of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Wisconsin Board of Nursing has jurisdiction over this matter, pursuant to sec. 441.07, Stats.
2. The Wisconsin Board of Nursing is authorized to enter into the attached stipulation, pursuant to sec. 227.44(5), Stats.
3. The conduct described above constitutes a basis for discipline under secs. 441.07(1)(d) and Wisconsin Administrative Code § NR 7.04(4). Furthermore, the Findings of Fact set forth above in paragraph 4 constitute an agency finding of abuse and/or neglect

within the meaning of secs. 48.685 and 50.065, Stats.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that the license of Gary L. Sittig shall be LIMITED as follows:

Anger management

1. Within six (6) months from the date of this order, Respondent shall submit documentation of successful completion of at least twelve (12) hours of continuing education, therapy or other training acceptable to the Board in the areas of anger/stress management, or in other areas acceptable to the Board as relevant to these proceedings. To be acceptable, the course or training shall be pre-approved by a member or designated agent of the Board of Nursing. Acceptable documentation shall include certification from the sponsoring organization as well as a statement signed by Respondent verifying that he attended the course in its entirety.

Required reporting

2. Respondent shall arrange for quarterly reports from his nursing employer(s) reporting the terms and conditions of his employment and evaluating his work performance. These reports shall be submitted to the Department Monitor in the Department of Regulation and Licensing Division of Enforcement.

3. Respondent shall notify the Department Monitor of any change of employment during the time in which the Order is in effect. Notification shall occur within fifteen (15) days of a change of employment and shall include an explanation of the reasons for the change.

Termination of restrictions

4. Upon completion of two years of complete, successful and continuous compliance with the terms of this Order, the Board shall restore Respondent's license to full and unrestricted status.

5. The Department Monitor is the individual designated by the Board as its agent to coordinate compliance with the terms of this Order, including receiving payment of costs and forfeitures, as well as coordinating all requests for approval of education or other petitions. The Department Monitor may be reached as follows:

Department Monitor
Division of Enforcement
PO Box 8935
Madison, WI 53708-8935
FAX (608) 266-2264
TEL. (608) 261-7139

Summary Suspension

6. In the event that Respondent fails to timely comply with the requirements set forth in paragraph 1 above, his Wisconsin license to practice as a registered nurse shall be SUSPENDED, without further notice or hearing, until he has complied with the terms of this Order. Violation of any of the terms of this Order shall be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's license pursuant to the procedures set forth in Wis. Admin. Code RL Ch. 6. The Board in its discretion may in the alternative impose additional conditions and limitations or other additional discipline for a violation of any of the terms of this Order.

7. This Order shall become effective upon the date of its signing.

BOARD OF NURSING

By:

Ann Brewer

May 19, 2000

On behalf of the Board

Date