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Division of Enforcement Case #06 NUR 217

The parties to this action for the purposes of Wis. Stat. § 227.53, are:

Derrick D. Marrone, RN
7859 Sagebrush Trl.
Middleton, WI 53562

Wisconsin Board of Nursing
P.O. Box 8935
Madison, WI 53708-8935

Department of Regulation and Licensing
Division of Enforcement
P.O. Box 8935
Madison, WI 53708-8935

PROCEDURAL HISTORY

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. Derrick Daniel Marrone (dob: 11/6/55) is and was at all times relevant to the facts set forth herein a professional nurse licensed in the State of Wisconsin pursuant to license #134879. This license was first granted 4/28/00.
2. Between 3/7/06 and 3/29/06, and while employed as a professional nurse at Meriter Hospital, Madison, Respondent signed out Schedule II and III opioids for administration to patients on 49 occasions, but then failed to document in the patients' charts that the medication had been administered on 26 of those occasions.
3. Following an evaluation in 1990 at 4 Winds Hospital in Illinois, Respondent was diagnosed with alcohol abuse. Respondent represents to the Board that he has not consumed alcohol since his discharge from that program, and continues to be active in 12 step groups.
4. Respondent is not currently engaged in nursing practice, in that he is on disability leave while recovering from back surgery. At this time, Respondent represents to the Board that he does not believe that he will physically be able to return to practice, and therefore chooses to voluntarily surrender his license.

CONCLUSIONS OF LAW

- A. The Wisconsin Board of Nursing has jurisdiction to act in this matter pursuant to Wis. Stat. § 441.07(1)(b),(c), and (d), and is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).
- B. The conduct described in paragraph 2, above, violated Wis. Adm. Code §§ N 7.03(1)(a) and N 7.04(15). Such conduct constitutes unprofessional conduct within the meaning of the Code and statutes.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that the attached Stipulation is accepted.
IT IS FURTHER ORDERED, effective the date of this Order: the SURRENDER of the license and privilege to practice nursing in Wisconsin, of Derrick D. Marrone, R.N., is ACCEPTED. Respondent shall not practice nursing in Wisconsin, including under the Nurse Licensure Compact, unless his license is reinstated.
Respondent may apply for reinstatement at any time. The Board may, at that time, impose such monitoring conditions upon Respondent as the Board may, in its sole discretion, deem appropriate to protect the public and assure that Respondent is, at that time, able to practice with skill and safety to patient and public.
IT IS FURTHER ORDERED, Respondent shall pay costs of \$700 to the Department of Regulation and Licensing. Payment shall accompany any petition for reinstatement, and is otherwise due on February 29, 2008, whichever comes first.

Dated at Madison, Wisconsin this 25th day of January, 2007,

WISCONSIN BOARD OF NURSING, by:

Marilyn Kaufmann
Chairperson