

# 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 THE DISCIPLINARY :  
PROCEEDINGS AGAINST :

PAMELA J. WRIGHT, LPN,  
RESPONDENT. :

FINAL DECISION AND ORDER  
LS0703019NUR

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Division of Enforcement Case No.  
03NUR095

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

Pamela J. Wright, LPN  
5020 Camden Road, Apt. 8  
Madison, WI 53716

Division of Enforcement  
Department of Regulation and Licensing  
1400 East Washington Avenue  
P.O. Box 8935  
Madison, WI 53708-8935

Wisconsin Board of Nursing  
Department of Regulation & Licensing  
1400 East Washington Avenue  
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 Wisconsin Board of Nursing. The Board has reviewed the attached Stipulation and considers it acceptable.

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

## FINDINGS OF FACT

1. Pamela J. Wright, LPN, date of birth 11/23/59, is duly licensed as a practical nurse in the state of Wisconsin, license #22304. This license was first granted on 12/5/79.
2. Respondent's most recent address on file with the Wisconsin Board of Nursing is 5020 Camden Road, Apartment A, Madison, WI 53716.
3. At all times relevant to this action, Respondent was working as a licensed practical nurse at the Karmenta Center in Madison, Wisconsin.
4. On the evening of 3/14/03 and on the morning of 3/15/03, Pamela J. Wright had nursing care responsibilities for the patient N.T. N.T. had a history of hypertension and diabetes mellitus, and of a prior cerebral vascular accident. At approximately 12:30 a.m. on 3/15/03, a certified nursing assistant reported to Pamela J. Wright that while performing her routine cares during rounds that she could not arouse N.T. Pamela J. Wright was acquainted with N.T.'s habits and behaviors and knew that N.T. slept soundly. Pamela J. Wright went to N.T.'s room and noted that N.T. was snoring. She shook N.T.'s shoulder and spoke to N.T. and noted that N.T. responded briefly by opening her eyes. Pamela J. Wright did not further evaluate N.T. at that time.
5. At approximately 3:30 a.m. on 3/15/03, the certified nursing assistance again noted that she could not arouse N.T. and that N.T. was sweating and cool to the touch. The certified nursing assistant notified Pamela J. Wright of the patient's condition. Pamela J. Wright obtained a blood glucose level of 262 from N.T. The physician's order provided that blood sugars greater than 200 should be called to the physician only if they occurred on two consecutive readings. Pamela J. Wright also noted that the room was warm and that the patient had several blankets on. Pamela J. Wright did not determine the patient's vital signs or perform or record any additional assessments at that time and did not report the patient's condition to the patient's physician.
6. At approximately 7:00 a.m. on 3/15/03, the nursing staff was called to N.T.'s room because the patient was nonresponsive. The patient's pupils were non reactive to light with the left pupil pinpoint and fixed. The patient's blood pressure was 197/111, her pulse was 85, her heart rate was rapid and even, her temperature was 99.3 axillary and her blood sugar was 338. Her skin was hot and sweaty to the touch. The patient was transported to the hospital emergency room where she was diagnosed with a large brain stem infarct.

## CONCLUSIONS OF LAW

1. The Wisconsin Board of Nursing has jurisdiction to act in this matter, pursuant to Wis. Stat. § 441.07, and is authorized to enter into the attached Stipulation and Order, pursuant to Wis. Stat. § 227.44(5).
2. The conduct described in paragraphs 3 through 6, above, constitutes a violation of Wis. Admin. Code § N 7.03(1)(c) in that Pamela J. Wright failed to observe the condition, signs and symptoms of a patient, record them and report significant changes to the appropriate person.
3. The Wisconsin Board of Nursing has the authority pursuant to Wis. Stat. § 440.22 to assess the costs of this proceeding against Pamela J. Wright.
4. This Final Decision and Order shall not be construed as a Board of Nursing finding of caregiver misconduct, abuse or neglect of a client, or misappropriation of the property of a client within the meaning of Wis. Stat. §§ 48.685 and 50.065.

## ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. Pamela J. Wright, LPN is hereby REPRIMANDED.

IT IS FURTHER ORDERED that:

2. The license of Pamela J. Wright, LPN to practice as a licensed practical nurse in the state of Wisconsin is hereby limited as follows:

- a. Pamela J. Wright will within 9 months of the date of this Final Decision and Order take and satisfactorily complete a minimum of 24 credit hours of continuing education courses in data collection for the evaluation of diabetic and neurological conditions in adult patients, and in the legal duties and responsibilities of a licensed practical nurse. The continuing education courses taken in satisfaction of these requirements will be pre-approved by the Board of Nursing or its designee. Pamela J. Wright will attend each of the courses taken in satisfaction of these requirements in its entirety.

- b. Pamela J. Wright will within 60 days of completion of the required continuing education courses provide evidence satisfactory to the Board of Nursing that she has attended each of the approved courses in its entirety. This evidence will include:

- i. Certification of attendance from the sponsoring organization; and

- ii. Affidavit given under oath by Pamela J. Wright verifying that she has attended each of the approved courses in its entirety.

c. Pamela J. Wright will pay all costs of attending the approved courses and verifying attendance at the courses. of

d. Pamela J. Wright will at all times while this limited license remains in effect work under the supervision of a registered nurse licensed in the state of Wisconsin.

e. The Board of Nursing will approve and appoint a Supervising Registered Nurse to conduct patient record reviews to evaluate Pamela J. Wright's nursing practices. Mary D. Perez, R.N., the Director of Nursing at Ms. Wright's current place of employment, City View Nursing Home, is approved by the Board of Nursing and will serve as the Supervising Registered Nurse for Pamela J. Wright. If Mary Perez is unable or unwilling to serve in this capacity for the full term of the limited license, then Pamela J. Wright may nominate individuals for the Board of Nursing's consideration to serve as the Supervising Registered Nurse. The Supervising Registered Nurse will review Pamela J. Wright's practice as a licensed practical nurse by reviewing a random selection of patient records for patients who have been under Ms. Wright's care. In addition to the patient records randomly chosen for review, the Supervising Registered Nurse will review all patient records for patients cared for by Ms. Wright where any complaints were filed or the care of the patient was questioned by any mechanism in the 90 days preceding the date of the review. The Supervising Registered Nurse will file quarterly reports with the Board of Nursing for a period of 2 years from the effective date of this Final Decision and Order assessing Pamela J. Wright's nursing practices with the first quarterly report due 90 days after the effective date of this Final Decision and Order. The reports will include but not be limited to evaluating the identification of changes in the patient's condition, the thoroughness of the assessments performed, the timeliness and appropriateness of notifications provided to other health care professionals regarding the changes in the patient's condition and the accuracy and completeness of the documentation associated with the event. Pamela J. Wright will be responsible for all costs and professional fees assessed in connection with this review and reporting process.

f. Pamela J. Wright will promptly provide a copy of this Final Decision and Order to each of her employers and to the individual designated as the Supervising Registered Nurse.

g. Pamela J. Wright will not practice practical nursing as a home health care nurse, a private duty nurse or as an agency or pool nurse at any time while this limited license remains in effect.

h. All requests for approval of courses, certifications of attendance, affidavits, quarterly reports and other documents required to be filed with the Board of Nursing will be mailed, faxed or delivered to:

Department Monitor  
Division of Enforcement  
Department of Regulation and Licensing  
P.O. Box 8935  
Madison, WI 53708-8935  
Telephone no. (608) 267-3817  
Fax (608) 266-2264

i. The limited license will terminate and Pamela J. Wright's license to practice as a practical nurse will be restored to full and unrestricted active status if:

i. The Board of Nursing has determined from the reports that Pamela J. Wright has demonstrated the competency necessary to safely practice as a licensed practical nurse, and

ii. All terms of this Final Decision and Order have been complied with.

IT IS FURTHER ORDERED that:

3. Pamela J. Wright will pay the costs of this proceeding in the amount of \$2,231.79. She will pay 75% of said costs within 6 months of the effective date of this Order and the remaining 25% of said costs within 9 months of the effective date of this Order. Payment will be made payable to the Wisconsin Department of Regulation and Licensing, and mailed to:

Department Monitor  
Division of Enforcement  
Department of Regulation and Licensing  
P.O. Box 8935  
Madison, WI 53708-8935  
Telephone (608) 267-3817  
Fax (608) 266-2264

4. Violation of any of the terms of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Pamela J. Wright's license. 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. In the event Pamela J. Wright fails to pay costs as ordered or fails to comply with the ordered continuing education, Pamela J. Wright's license #22304 SHALL BE SUSPENDED, without further notice or hearing, until Respondent has complied with the terms of this Order.

5. This Order is effective on the date of its signing.

Wisconsin Board of Nursing

By: Marilyn Kaufman  
A Member of the Board

3/1/07]  
Date

IN THE MATTER OF THE DISCIPLINARY :  
PROCEEDINGS AGAINST :  
 :  
PAMELA J. WRIGHT, LPN, :  
RESPONDENT. :

STIPULATION  
LS# \_\_\_\_\_

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Division of Enforcement Case No.  
03NUR095

It is hereby stipulated between Pamela J. Wright, LPN and by her attorney, Robert DeBauche; and Gilbert C. Lubcke, for the Department of Regulation and Licensing, Division of Enforcement, as follows:

1. This Stipulation is entered into as a result of a pending investigation of Respondent's licensure by the Division of Enforcement, case #03NUR095. Respondent consents to the resolution of this investigation by stipulation and without the issuance of a formal complaint.

2. Respondent understands that by signing this Stipulation she voluntarily and knowingly waives her rights, including: the right to a hearing on the allegations against her, at which time the state has the burden of proving those allegations by a preponderance of the evidence; the right to confront and cross-examine the witnesses against her; the right to call witnesses on her behalf and to compel their attendance by subpoena; the right to testify herself; the right to file objections to any proposed decision and to present briefs or oral arguments to the officials who are to render the final decision; the right to petition for rehearing; and all other applicable rights afforded to her under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and any other provisions of state or federal law.

3. Respondent has obtained the advice of legal counsel prior to signing this stipulation.

4. Respondent agrees to the adoption of the attached Final Decision and Order by the Board of Nursing. The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent waives all rights to any appeal of the Board's order, if adopted in the form as attached.

5. If the terms of this Stipulation are not acceptable to the Board, the parties shall not be bound by the contents of this Stipulation, and the matter shall be returned to the Division of Enforcement for further proceedings. In the event that this Stipulation is not accepted by the Board, the parties agree not to contend that the Board has been prejudiced or biased in any manner by consideration of this attempted resolution.

6. The parties to this Stipulation agree that the attorney or other agent for the Division of Enforcement and any member of the Board of Nursing ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of the Respondent or her attorney, for purposes of speaking in support of this agreement and answering questions that any member of the Board may have in connection with the Board's deliberations on the Stipulation. Additionally, any such Board advisor may vote on whether the Board should accept this Stipulation and issue the attached Final Decision and Order.

7. Respondent is informed that should the Board adopt this Stipulation, the Board's Final Decision and Order is a public record and will be published in accordance with standard Department procedure.

8. The Division of Enforcement joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.

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Pamela J. Wright, LPN  
5020 Camden Road, Apt. 8  
Madison, WI 53716

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Date

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Robert DeBauche  
Hal Harlowe & Associates  
Attorney for Pamela J. Wright  
519 North Pinckney St.  
Madison, WI 53703-1473

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Date

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Gilbert C. Lubcke, Attorney  
Division of Enforcement  
Wisconsin Department of Regulation and Licensing  
P.O. Box 8935  
Madison, WI 53708-8935

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Date

Case #03NUR095  
Costs: \$2,231.79  
Forfeiture: \$0.00