

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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**FILE COPY**

STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

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IN THE MATTER OF DISCIPLINARY :  
PROCEEDINGS AGAINST :

THERESE MARIE JASINSKI, T.P.N. :  
RESPONDENT. :

AMENDED  
FINAL DECISION  
AND ORDER

ORDER 0001583  
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The parties to this action for the purposes of Wis. Stats., sec. 227.16 are:

Therese Marie Jasinski, T.P.N.  
411 Killarney Road, Route 1  
Hartford, WI 53027

Board of Nursing  
P.O. Box 8936  
Madison, WI 53708-8936

Department of Regulation & Licensing  
Division of Enforcement  
P.O. Box 8936  
Madison, WI 53708-8936

A party aggrieved by this decision may petition the board for rehearing within twenty (20) days after service of this decision pursuant to Wis. Stats. sec. 227.12. The petition in this instance would be captioned with Therese Marie Jasinski, T.P.N. as the respondent.

A party aggrieved by this decision may also petition for judicial review by filing the petition in the office of the clerk of the circuit court for the county where the judicial review proceedings will be held and serving the Board or other parties with a copy of the petition for judicial review within thirty (30) days after service of this decision pursuant to Wis. Stats. sec. 227.16. The party to be named as respondent in said petition would be the State of Wisconsin Board of Nursing.

The parties in this matter agree to the terms and conditions of the attached stipulation as the final disposition 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. At all times relevant to this action, Therese Marie Jasinski, T.P.N., was duly licensed in the State of Wisconsin as a trained practical nurse, (license #3251); this license was issued on January 8, 1960.

2. On or about May 21, 1981 Ms. Jasinski diverted three (3) Chlorodiazapoxide (Librium) capsules from the PRN patient supply of patient M.P. at Shorehaven Nursing Home.

3. Chlorodiazapoxide is a Schedule IV controlled substance.

4. Ms. Jasinski diverted the Chlorodiazapoxide referred to above for her own personal use.

5. On January 6, 1982 Ms. Jasinski was convicted on a plea of no contest to a charge of disorderly conduct based upon her May 21, 1981 diversion of Chlorodiazapoxide from Shorehaven Nursing Home.

6. On May 3, 1983 Ms. Jasinski was evaluated for chemical dependency at Kettle Moraine Treatment Center in Oconomowoc, Wisconsin. This treatment center has been certified by the Joint Commission on Accreditation of Hospitals as meeting that body's alcohol and drug program standards. The evaluation found her to be not chemically dependent at the time of the evaluation.

#### CONCLUSIONS OF LAW

Ms. Jasinski, by her unlawful diversion of a controlled substance from the supplies of a patient assigned to her care is subject to disciplinary action against her license under Wis. Stats. sec. 441.07(1)(c) and (d) and Wis. Adm. Code secs. N11.03(3)(a) and (b) and N11.04(1).

Therefore, it is hereby ORDERED:

The license of Therese Marie Jasinski to practice as a trained practical nurse is suspended for a period of thirty (30) days. The Board has considered Ms. Jasinski's request for a retroactive application of this suspension, or alternatively, a stay of suspension, and further orders that the suspension be stayed pending completion of the period of license limitation outlined below.

The license of Ms. Jasinski is further limited as follows:

Ms. Jasinski shall be responsible for the submission on a quarterly basis reports on her work performance directly from her current employer to the Bureau of Nursing. This limitation shall commence upon July 28, 1983 and shall expire on July 28, 1984.

BOARD OF NURSING

BY: Wileen DeBecker  
A Member of the Board

August 2, 1983  
Date

SMG:cls  
916-351

REC'D JUN 30 1983

STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

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IN THE MATTER OF DISCIPLINARY :  
PROCEEDINGS AGAINST :  
 :  
THERESE MARIE JASINSKI, L.P.N.:  
RESPONDENT. :

STIPULATION

-----  
It is hereby stipulated between Therese Marie Jasinski, L.P.N., personally and by her attorney Peter Plaushines, and Steven M. Gloe, attorney for the Department of Regulation and Licensing, Division of Enforcement, as follows that:

1. This stipulation shall be submitted to the Board of Nursing along with the attached Final Decision and Order in resolution of this matter.

2. 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 action.

3. If the Board accepts the terms of the stipulation, the parties to this action consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance, or consent of the parties.

4. Ms. Jasinski understands that by the signing of 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 clear, satisfactory and convincing 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 to present briefs or oral arguments to the officials who are to render the final decisions; the rights to petition for rehearing; and all other applicable rights afforded to Ms. Jasinski under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes and the Wisconsin Administrative Code.

5. In settlement of this matter, Ms. Jasinski agrees to the adoption of the attached Final Decision and Order by the Board of Nursing. The Final Decision and Order, as attached, is incorporated as a part of this stipulation. Also incorporated within this stipulation is the attached chemical dependency assessment of Ms. Jasinski by Kettle Moraine Treatment Center.

6. The Division of Enforcement joins Ms. Jasinski in recommending the Board of Nursing adopt this stipulation and issue the attached Final Decision and Order.

Therese Marie Jasinski LPN  
Therese Marie Jasinski, L.P.N.

June 29, 1983  
Date

Peter J. Plauslines  
Peter Plauslines  
Attorney for Ms. Kindred

July 12, 1983  
Date

Steven M. Gloe  
Steven M. Gloe  
Attorney  
Division of Enforcement

July 15, 1983  
Date

SMG:cls  
940-559



kettle  
moraine  
hospital

AUTHORIZATION FOR RELEASE OF INFORMATION

HOSPITAL:  
4839 North Hewitts Point Road  
Oconomowoc, Wisconsin 53066  
Phone: 414-567-0201 Metro: 276-2090

OUTPATIENT CLINIC:  
124 W. Main Street  
Waukesha, Wisconsin 53186  
Phone: 414-544-1274

I Therese M. Jasinski authorize Roberta Bowen, CD Counselor

to furnish(name and address of person or organization) \_\_\_\_\_

Steven Gloe

Wisconsin Department of Regulation and Licensing

(608) 266-5435

the following specific information or reports from my medical record pertaining

to the time period from 11/1973 to Present:

history and physical exam _____	general medical informa- tion and progress in treatment _____
medical discharge summary _____	free of communicable disease statement _____
rehab summary _____	lab work(chest xray&EKG) _____
psychological evaluation _____	other <input checked="" type="checkbox"/> assessment and job performance _____
psychiatric evaluation _____	
social assessment _____	
aftercare plan _____	
treatment plan _____	

I am aware that the purpose or need for the disclosure of such information is \_\_\_\_\_  
to aid in her court case regarding her nursing license

I am aware that treatment services are not contingent upon the decision concerning the release of information.

I hereby hold Kettle Moraine Hospital and its agents and officers harmless from any acts taken consistent with this authorization.

A copy of this release shall be considered as valid as the original.

This consent may be revoked by me at any time except to the extent that action has been taken in reliance thereon. This consent(unless revoked earlier) shall be valid for one year.

NOTE: TO RECIPIENT OF INFORMATION: This information has been disclosed to you from records whose confidentiality is protected by federal law. Federal regulations (42 CFR Part 2) prohibit you from making any further disclosure of its contents without the specific written consent of the person to whom it pertains, or as otherwise permitted by such regulations. A general authorization for the release of medical or other information is not sufficient for this purpose.

Therese M. Jasinski  
Signature of Patient

Date 5-26-83

Susan C. Haas  
Signature of Witness

Date 5-26-83

\_\_\_\_\_/\_\_\_\_\_  
Signature of Parent, Guardian or Legal Representative/relationship

Date \_\_\_\_\_

\_\_\_\_\_  
Signature of Revocation

Date \_\_\_\_\_



# kettle moraine hospital clinic

Helping People Stand Tall Again

124 West Main Street  
Waukesha, Wisconsin 53186  
Telephone 414-544-1274

May 24, 1983

Peter J. Plaushines, Attorney at Law  
640 W. Moreland Blvd.  
Waukesha, Wi 53186

Re: Therese Jasinski

Dear Mr. Plaushines:

On behalf of the above client, a chemical dependency assessment was done on 5/3/83 by this writer.

After evaluating and assessing Ms. Jasinski's usage of alcohol, and/or drugs, I did not find her chemically dependent. In addition, collateral information gathered from her husband, as well as past employer, confirms that this client does not have a problem with chemical usage at this time.

If you have further questions regarding the assessment, please contact me.

Sincerely,

Roberta Bowen  
Chemical Dependency Counselor

RB/ibr

"This information has been disclosed to you from records whose confidentiality is protected by Federal Law. Federal regulations (42 CFR Part 2) prohibit you from making any further disclosure of it without the specific written consent of the person to whom it pertains or as otherwise permitted by such regulations. A general authorization for the release of medical or other information is not sufficient for this purpose.

**KETTLE MORaine HOSPITAL**

# Lutheran Homes of Oconomowoc



Shorehaven, Knollward  
and Lake Terrace

on Lake La Belle

OFFICE: 1306 W. WISCONSIN AVE. • OCONOMOWOC, WI 53066 • PHONE 567-8341

May 18, 1983

Roberta Bowen  
Kettle Moraine Hospital Clinic  
124 West Main Street  
Waukesha, Wisconsin 53186

Dear Ms. Bowen:

Therese M. Jasinski was employed as an L.P.N. at Shorehaven from November 26, 1973 to May 21, 1981. During that time her performance was above average. She was a well organized nurse who carried out the duties of her shift efficiently. She worked well with her fellow staff in providing total care of residents assigned to her care. She very capably organized the work on her unit to insure that care. Her attendance on the job was good as was her attendance at in-services.

Yours truly,

Marcia Juedes, R.N.  
Director of Nursing

MJ:dm  
Enclosure

"This information has been disclosed to you from records whose confidentiality is protected by Federal Law. Federal regulations (42 CFR Part 2) prohibit you from making any further disclosure of it without the specific written consent of the person to whom it pertains or as otherwise permitted by such regulations. A general authorization for the release of medical or other information is not sufficient for this purpose.

KETTLE MORAINÉ HOSPITAL