

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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FILE COPY

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

LYNN M. CRARY, L.P.N.,
RESPONDENT.

FINAL DECISION
AND ORDER

ORDER 00001654

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

Lynn M. Crary, L.P.N.
3806 Tower Avenue, #23
Superior, WI 54880

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

Department of Regulation & Licensing
Division of Enforcement
P. O. Box 8936
Madison, Wisconsin 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 Lynn M. Crary as the respondent.

A party aggrieved by this decision who is a resident of this state 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 party aggrieved resides within thirty (30) days after service of this decision. A party aggrieved by this decision who is not a resident of this state must file the petition for judicial review in the office of the clerk of circuit court for Dane County. A party aggrieved must also serve the board and 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 the petition is the 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. That Lynn M. Crary, hereinafter called the respondent, was at all times relevant to this matter, duly licensed under the provisions of Chapter 441 of the Wisconsin Statutes to practice as a licensed practical nurse in the State of Wisconsin.

2. That the respondent's license practical nurse license is number 23153, issued on December 9, 1980.

3. That the respondent's address is 3608 Tower Avenue, #23, Superior, Wisconsin 54880.

4. That on or about January 16, 1982, the respondent converted to her own use approximately 30 Tylenol #3, a Schedule III controlled substance, while working as a licensed practical nurse at the St. Francis Home, Inc., Superior, Wisconsin.

5. That on or about January 25, 1982, the respondent converted to her own use approximately 12 Tylenol #3, a Schedule III controlled substance, while working as a licensed practical nurse at the St. Francis Home, Inc., Superior, Wisconsin.

6. That on or about January 27, 1982, the respondent converted to her own use approximately 12 Tylenol #3, a Schedule III controlled substance while working as a licensed practical nurse at the St. Francis Home, Inc., Superior, Wisconsin.

7. That the respondent does not intend to return to the practice of nursing in the State of Wisconsin.

8. That the respondent converted said substances to her own use for purposes of self-medication for a painful back condition.

Therefore, it is hereby ORDERED:

1. That the Board of Nursing accepts the voluntary surrender of the respondent's license as a trained practical nurse, #23153.

2. That the complaint in this matter be dismissed and said investigation, #82 Nurse 14, be closed.

3. That if the respondent ever reapplies for licensure as a trained practical nurse or as a registered nurse in the State of Wisconsin, that file, #82 Nurse 14 may be reopened. If reopened the Board of Nursing may proceed to make Conclusions of Law and render an Order for discipline on the basis of the above Findings of Fact and any other evidence submitted subsequent to reopening.

BOARD OF NURSING

By: Vivien De Back, ms
A Member of the Board

11-28-83
Date

STATE OF WISCONSIN
BOARD OF NURSING

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

LYNN M. CRARY, L.P.N.,
RESPONDENT.

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STIPULATION
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It is hereby stipulated by the parties as follows:

1. By signing this Stipulation, the respondent voluntarily and knowingly waives her rights in this matter, including the right to a hearing on the allegations against her.
2. This Stipulation and attached Findings of Fact and Order shall be submitted to the Board of Nursing for purposes of reaching a final resolution in this matter.
3. If the terms of this Stipulation and attached Findings of Fact and Order are not acceptable to the Board of Nursing, then neither party shall be bound by any of the terms.
4. The parties urge acceptance by the Board of Nursing of this Stipulation and attached Findings of Fact and Order.

Michael J. Berndt
Michael J. Berndt
Attorney for Complainant

10/26/83
Date

Lynn Crary
Lynn Crary, Respondent

11-1-83
Date

Jeffrey A. Lee
Jeffrey A. Lee
Attorney for Respondent

11-1-83
Date

MJB:cls
188-439