

## 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

MARK PICHELMAYER, R.N.,  
RESPONDENT.

FINAL DECISION  
AND ORDER

ORDER 0001793

The parties to this action for the purposes of Wis. Stats. sec. 227.53  
are:

Mark Pichelmeyer, R.N.  
365 Maria Avenue  
St. Paul, MN 55706

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

Department of Regulation & Licensing  
Division of Enforcement  
P.O. Box 8935  
Madison, Wisconsin 53708-8935

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.

Therefore, it is hereby ORDERED:

The Board of Nursing accepts the surrender of the license to practice  
as a registered nurse of Mark Pichelmeyer (license #75929).

In the event that Mr. Pichelmeyer reapplies for licensure, the Board  
may determine if and under what conditions relicensure may be granted.

The rights of a party aggrieved by this Decision to petition the Board  
for rehearing and to petition for judicial review are set forth on the  
attached "Notice of Appeal Information."

BOARD OF NURSING

By: Mary Ann Clark RN  
A Member of the Board

9-18-87  
Date

SMG:cld  
108-923

## NOTICE OF APPEAL INFORMATION

(Notice of Rights for Rehearing or Judicial Review,  
the times allowed for each and the identification  
of the party to be named as respondent)

The following notice is served on you as part of the final decision:

### 1. Rehearing.

Any person aggrieved by this order may petition for a rehearing within 20 days of the service of this decision, as provided in section 227.49 of the Wisconsin Statutes, a copy of which is attached. The 20 day period commences the day after personal service or mailing of this decision. (The date of mailing of this decision is shown below.) The petition for rehearing should be filed with the State of Wisconsin Board of Nursing.

A petition for rehearing is not a prerequisite for appeal directly to circuit court through a petition for judicial review.

### 2. Judicial Review.

Any person aggrieved by this decision has a right to petition for judicial review of this decision as provided in section 227.53 of the Wisconsin Statutes, a copy of which is attached. The petition should be filed in circuit court and served upon the State of Wisconsin Board of Nursing

within 30 days of service of this decision if there has been no petition for rehearing, or within 30 days of service of the order finally disposing of the petition for rehearing, or within 30 days after the final disposition by operation of law of any petition for rehearing.

The 30 day period commences the day after personal service or mailing of the decision or order, or the day after the final disposition by operation of the law of any petition for rehearing. (The date of mailing of this decision is shown below.) A petition for judicial review should be served upon, and name as the respondent, the following: the State of Wisconsin Board of Nursing.

The date of mailing of this decision is September 22, 1987.

WLD:dms  
886-490

STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

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IN THE MATTER OF THE LICENSE OF

MARK PICHELMAYER, R.N.,  
RESPONDENT.

:  
:  
:  
:  
STIPULATION  
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It is hereby stipulated between Mark Pichelmeyer, R.N., personally and by his attorney James R. Hill, and Steven M. Gloe, Attorney for the Department of Regulation and Licensing, Division of Enforcement, as follows that:

1. This Stipulation is entered into as a result of a pending investigation of Mr. Pichelmeyer's licensure by the Division of Enforcement (85 NURSE 85). Mr. Pichelmeyer consents to the resolution of this investigation by stipulation and without the issuance of a formal complaint.

2. Mr. Pichelmeyer understands that by the signing of this Stipulation he voluntarily and knowingly waives his rights, including: the right to a hearing on the allegations against him, 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 him; the right to call witnesses on his behalf and to compel their attendance by subpoena; the right to testify himself; 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 him under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, and the Wisconsin Administrative Code.

3. Mr. Pichelmeyer agrees to the adoption of the attached Final Decision and Order by the Board of Nursing.

4. 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.

5. If the Board accepts the terms of this Stipulation, 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.

6. The Division of Enforcement joins Mr. Pichelmeyer in recommending the Board of Nursing adopt this Stipulation and issue the attached Final Decision and Order.

Mark Pichelmeyer, RN  
Mark Pichelmeyer, R.N.

6-15-87  
Date

James R. Hill  
James R. Hill,  
Attorney for Mr. Pichelmeyer

8/10/87  
Date

Steven M. Gloe  
Steven M. Gloe, Attorney

8/12/87  
Date Division of Enforcement

6050