

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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FILE COPY

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

ORDER 0001575

IN THE MATTER OF THE DISCIPLINARY
PROCEEDINGS AGAINST

GLORIA GENSCHE, L.P.N.,
RESPONDENT.

FINAL DECISION AND ORDER
93 NUR 073

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

Gloria Gensch
W 4184 Cty Road B
West Salem, WI 54669

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

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. Gloria Gensch (D.O.B. 4/10/38) is duly licensed in the state of
Wisconsin as a licensed practical nurse (license # 2750). This license was
first granted on July 8, 1958.
2. Respondent's latest address on file with the Department of
Regulation and Licensing is W 4184 Cty Road B, West Salem, WI 54669.
3. During the period October, 1992, through July, 1993, Ms. Gensch was
the subject of disciplinary action by her employer, Lakeview Health Center.
because of instances of medication errors, inadequate monitoring of the
condition of patients, and insufficient supervision of assigned staff.

*medication errors (failure to monitor
w/pt's
LPN refuses her
presence & in stress w/pt)*

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF	:	
DISCIPLINARY PROCEEDINGS AGAINST	:	STIPULATION
GLORIA GENSCHE, L.P.N.,	:	93 NUR 073
RESPONDENT	:	

It is hereby stipulated between Gloria Gensch, personally on her own behalf and by her attorney, Bruce F. Ehlke, and by James W. Harris, 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 respondent's's licensure by the Division of Enforcement. Respondent consents to the resolution of this investigation by stipulation and without the issuance of a formal complaint.

2. Respondent 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 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, and the Wisconsin Administrative Code.

3. Respondent is aware of her right to seek legal representation and has obtained legal advice prior to signing this stipulation.

4. Respondent agrees to the adoption of the attached Final Decision and Order accepting the voluntary surrender of her license to practice as a licensed practical nurse 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 the consideration of this attempted resolution.

6. Attached to this Stipulation is the current licensure card of respondent. If the Board accepts the Stipulation, respondent's license shall be reissued in accordance with the terms of the attached Final Decision and Order. If the Board does not accept this Stipulation, the license of respondent shall be returned to her with a notice of the Board's decision not to accept the Stipulation.

7. The parties to this stipulation agree that the attorney for the Division of Enforcement may appear before the Board of Nursing for the purposes of speaking in support of this agreement and answering questions that the members of the Board may have in connection with their deliberations on the stipulation.

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

Gloria Gensch
Gloria Gensch

3-15-94
Date

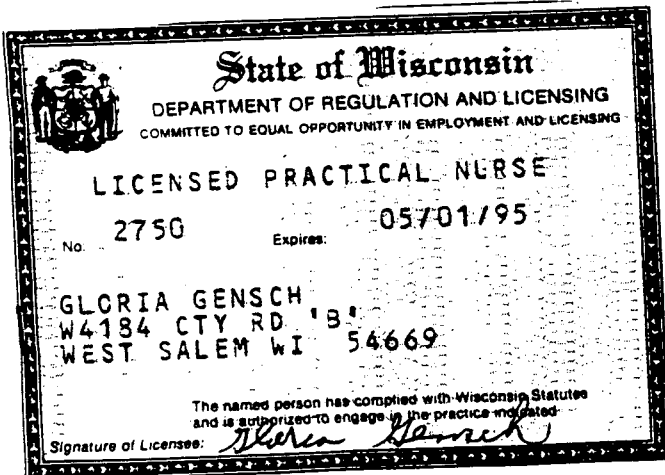
[Signature]
Bruce F. Ehke, Attorney for Respondent

March 18, 1994
Date

[Signature]
James W. Harris, Attorney
Division of Enforcement

March 28, 1994
Date

jh



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.

Serve Petition for Rehearing or Judicial Review on:

THE STATE OF WISCONSIN BOARD OF NURSING.

1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708.

The Date of Mailing this Decision is:

MAY 10, 1994.

1. REHEARING

Any person aggrieved by this order may file a written petition for rehearing within 20 days after service of this order, as provided in sec. 227.49 of the *Wisconsin Statutes*, a copy of which is reprinted on side two of this sheet. The 20 day period commences the day of personal service or mailing of this decision. (The date of mailing this decision is shown above.)

A petition for rehearing should name as respondent and be filed with the party identified in the box above.

A petition for rehearing is not a prerequisite for appeal or review.

2. JUDICIAL REVIEW.

Any person aggrieved by this decision may petition for judicial review as specified in sec. 227.53, *Wisconsin Statutes* a copy of which is reprinted on side two of this sheet. By law, a petition for review must be filed in circuit court and should name as the respondent the party listed in the box above. A copy of the petition for judicial review should be served upon the party listed in the box above.

A petition must be filed within 30 days after service of this decision if there is no petition for rehearing, or within 30 days after service of the order finally disposing of a petition for rehearing, or within 30 days after the final disposition by operation of law of any petition for rehearing.

The 30-day period for serving and filing a petition commences on the day after personal service or mailing of the decision by the agency, or the day after the final disposition by operation of the law of any petition for rehearing. (The date of mailing this decision is shown above.)



PDF: DE00000001559-19940506

Order Dates:

MAY 06, 1994

Respondent Names:

GENSCH, GLORIA, LPN

Complaint IDs:

93NUR073

Profession:

LICENSED PRACTICAL NURSE

Boards:

NUR

Short Description:

LIMITED.

Case Summary:

DURING 10/92 THROUGH 7/93 WAS THE SUBJECT OF DISCIPLINARY ACTION BY HER EMPLOYER, BECAUSE OF INSTANCES OF MEDICATION ERRORS, INADEQUATE MONITORING OF THE CONDITION OF PATIENTS, AND INSUFFICIENT SUPERVISION OF ASSIGNED STAFF.

