

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 THE DISCIPLINARY
PROCEEDINGS AGAINST

MARY K. HOFMANN, LPN,
RESPONDENT

FINAL DECISION AND ORDER
93 NUR 227

ORDER 0001607

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

Mary K. Hofmann, LPN
331 South Patrick Street
Kimberly, WI 54136

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. Mary K. Hofmann (D.O.B. 06/15/44) is duly licensed as a practical nurse in the state of Wisconsin (license #8238). This license was first granted on July 22, 1968.
2. Ms. Hofmann's most recent address on file with the Wisconsin Board of Nursing is 331 South Patrick Street, Kimberly, WI 54136.
3. At all times relevant to this action, Ms. Hofmann was working at LaSalle Clinic, 411 Lincoln Avenue, Neenah, Wisconsin.
4. On or about ^{8/22/90} April 24, 1991, Ms. Hofmann set up materials and supplies for a surgical procedure for JC, a 72 year old female patient. Materials and supplies included 2 ounces of 10% formalin solution in a paper cup and 2 capsules of Ponstel™ in a paper cup. The cup containing the formalin solution was not labelled and was placed near the cup containing the Ponstel capsules. Another nurse subsequently mistook the formalin solution for water

*Need gauge
Administered
Supplies: 4/24/91
For Surgery
M. P.E.*

and gave it to the patient for ingestion with her pills.

5. In resolution of this matter, Ms. Hofmann consents to entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

By the conduct described above, Mary K. Hofmann is subject to disciplinary action against her license to practice as a practical nurse in the state of Wisconsin, pursuant to Wis. Stats. §441.07(1).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that Mary K. Hofmann, LPN is REPRIMANDED.

IT IS FURTHER ORDERED that license of Mary K. Hofmann, LPN to practice as a practical nurse in the state of Wisconsin is LIMITED, subject to the following terms and conditions.

1. Within nine (9) months from the date of this order Ms. Hofmann shall submit documentation of at least eight (8) hours of successful completion continuing education acceptable to the Board. The education shall include training in the areas of risk management and medication administration [or other training approved as relevant to the conduct described in this action] and shall be pre-approved by a member or designated agent of the Board of Nursing. Acceptable documentation shall include certification from the sponsoring organization as well as a statement signed by Ms. Hofmann verifying that she attended the course in its entirety.

In the event that Ms. Hofmann fails to timely comply with the education requirements set forth above, her nursing license shall be suspended, without further notice or hearing, until she has complied with the terms of this Order.

2. Within one (1) month from the date of this order, Ms. Hofmann shall submit documentation from her current place of employment of acceptable policies and procedures regarding the setup and labeling of medications vs. treatment supplies.

In the event that Ms. Hofmann fails to timely comply with the submission of documentation required under this paragraph, her nursing license shall be suspended, without further notice or hearing, until she has complied with the terms of this Order.

Violation of any of the terms of this Order shall be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Ms. Hofmann's license; the Board in its discretion may in the alternative impose additional conditions and limitations or other additional

we are in the process now of arranging for this continuing education class.

I work on a child/adolescent mental health unit & seldom dispense medication. I do no procedures on this unit, except change dressings on some of our patients who have self-inflicted wounds.

discipline for a violation of any of the terms of this Order.

This Order shall become effective upon the date of its signing.

BOARD OF NURSING

By: Jacqueline Johnson RN MS 7/8/94
A Member of the Board Date

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF	:	
DISCIPLINARY PROCEEDINGS AGAINST	:	STIPULATION
MARY K. HOFMANN, LPN,	:	93 NUR 227
RESPONDENT	:	

It is hereby stipulated between Mary K. Hofmann, personally on her own behalf 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 Ms. Hofmann's licensure by the Division of Enforcement. Ms. Hofmann consents to the resolution of this investigation by stipulation and without the issuance of a formal complaint.

2. Ms. Hofmann 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 her; 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. Ms. Hofmann is aware of her right to seek legal representation and has been provided the opportunity to seek legal advice prior to signing this stipulation.

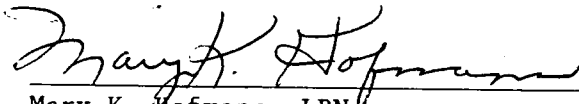
4. Ms. Hofmann agrees to the adoption of the attached Final Decision and Order by the Board of Nursing. The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent waives all rights to 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 the consideration of this attempted resolution.

6. The parties to this stipulation agree that the attorney for the Division of Enforcement and the member of the Board of Nursing assigned as an advisor in this investigation may appear before the Board 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.

7. The Division of Enforcement joins Ms. Hofmann in recommending that the Board adopt this Stipulation and issue the attached Final Decision and Order.



Mary K. Hofmann, LPN

5/30/94
Date



Steven M. Gloe, Attorney
Division of Enforcement

6-2-94
Date



PDF: DE00000001602-19940708

Order Dates:

JUL 08, 1994

Respondent Names:

HOFMANN, MARY K., LPN;VOLLSTEDT, SUSAN M., LPN

Complaint IDs:

93NUR227

Profession:

LICENSED PRACTICAL NURSE

Boards:

NUR

Short Description:

REPRIMANDED. LIMITED COMPLETE 9 CE HOURS WITHIN 9 MONTHS.;REPRIMANDED. LIMITED 8 CE HOURS.

Case Summary:

SET UP MATERIALS AND SUPPLIES FOR A SURGICAL PROCEDURE WHICH INCLUDED 2 OUNCES OF FORMALIN SOLUTION IN A PAPER CUP AND 2 CAPSULES IN A PAPER CUP. CUP CONTAINING FORMLAIN SOLUTION WAS NOT LABELLED AND ANOTHER NURSE SUBSEQUENTLY MISTOOK THE FORMALIN SOLUTION FOR WATER AND GAVE IT TO A PATIENT FOR INGESTION WITH HER PILLS.

