

## 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

DOROTHY M. LATHAM, LPN,  
RESPONDENT

:  
:  
:  
:  
:

FINAL DECISION AND ORDER  
92 NUR 189

ORDER 0001675

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

Dorothy M. Latham, LPN  
5172 Lovers Lane Road #5  
Milwaukee, WI 53225

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. Dorothy M. Latham (D.O.B. 01/02/62) is duly licensed as a practical nurse in the state of Wisconsin (license #50168). This license was first granted on May 25, 1989.

2. Ms. Latham's most recent address on file with the Wisconsin Board of Nursing is 5172 Lovers Lane Road #5, Milwaukee, WI 53225.

3. On or about October 24, 1992, Ms. Latham left her employment at Northwest Health Care Center, 7800 West Fond du Lac Avenue, Milwaukee, Wisconsin, prior to the conclusion of her shift and without authorization from her employer.

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

*left before  
end of shift  
C.E. - no home care*

### CONCLUSIONS OF LAW

By the conduct described above, Dorothy M. Latham 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 Dorothy M. Latham, LPN is REPRIMANDED.

IT IS FURTHER ORDERED that

1. Within six (6) months from the date of this order Ms. Latham shall submit documentation of successful completion of eight (8) hours of continuing education acceptable to the Board. To be acceptable, the course or training shall be 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. Latham verifying that she attended the course in its entirety.
2. Until such time as Ms. Latham has successfully completed the education requirements of ¶1, above, Ms. Latham shall refrain from nursing employment as a visiting nurse or other home care provider, and Ms. Latham shall obtain prior Board approval for employment as a charge nurse.
3. During the time these terms and conditions are in effect, Ms. Latham shall provide all current or prospective nursing employers with a copy of this Final Decision and Order.
4. Upon successful and timely completion of the terms of ¶¶1 through 3, above, the Board shall reinstate Ms. Latham to full and unrestricted licensure status.

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. Latham's license; the Board in its discretion may in the alternative impose additional conditions and limitations or other additional 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 5/6/94  
A Member of the Board Date

STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

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IN THE MATTER OF	:	
DISCIPLINARY PROCEEDINGS AGAINST	:	STIPULATION
DOROTHY M. LATHAM, LPN,	:	92 NUR 189
RESPONDENT	:	

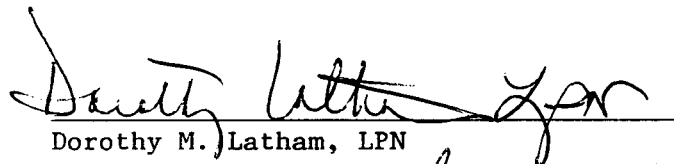
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It is hereby stipulated between Dorothy M. Latham, personally on her own behalf and Steven M. Gloe, Attorney for the Department of Regulation and Licensing, Division of Enforcement, as follows that:

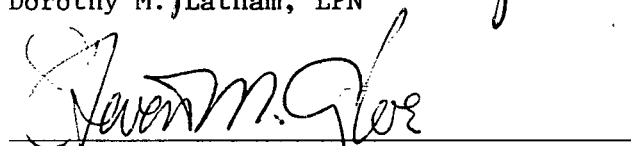
1. This Stipulation is entered into as a result of a pending investigation of Ms. Latham's licensure by the Division of Enforcement. Ms. Latham consents to the resolution of this investigation by stipulation and without the issuance of a formal complaint.
2. Ms. Latham understands that by the signing 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. Latham 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. Latham 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. Latham in recommending that the Board adopt this Stipulation and issue the attached Final Decision and Order.

  
Dorothy M. Latham, LPN

3-2-94  
Date

  
Steven M. Gloe, Attorney  
Division of Enforcement

3.7.54  
Date

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## NOTICE OF APPEAL INFORMATION

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**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 9, 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: DE00000001309-19940506

Order Dates:

MAY 06, 1994

Respondent Names:

LATHAM, DOROTHY M., LPN

Complaint IDs:

92NUR189

Profession:

LICENSED PRACTICAL NURSE

Boards:

NUR

Short Description:

REPRIMANDED. COMPLETE 8 CE HOURS BY 11/6/94.

Case Summary:

LEFT EMPLOYMENT PRIOR TO THE CONCLUSION OF HER SHIFT AND WITHOUT  
AUTHORIZATION FROM HER EMPLOYER.

