

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

JUDITH A. WENDORF, R.N.,
RESPONDENT

FINAL DECISION AND ORDER
93 NUR 078

ORDER 0001703

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

Judith A. Wendorf
Rural Route 1 Switzke Road N5430
Jefferson, WI 53549

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. Judith A. Wendorf (D.O.B. 01/22/38) is duly licensed in the state of Wisconsin to practice as a registered nurse (license #35594). This license was first granted on November 16, 1959.
2. Ms. Wendorf's latest address on file with the Department of Regulation and Licensing is Rural Route 1 Switzke Road N5430 Jefferson, WI 53549.
3. At all times relevant to this action, Ms. Wendorf was working as registered nurse at Countryside Home, Jefferson, Wisconsin.
4. The Department of Regulation and Licensing Division of Enforcement has received allegations that during her employment at Countryside, Ms. Wendorf failed on several occasions to fully comply with the standards of practice for professional nursing. Ms. Wendorf contests the validity of these allegations, but in resolution of this matter consents to the entry of the following

Conclusions of Law and Order.

CONCLUSIONS OF LAW

Judith A. Wendorf is subject to disciplinary action against her license to practice as a registered nurse in the state of Wisconsin, pursuant to Wis. Stats. §441.07(1) and Wis. Adm. Code §§N7.03(1)(a) and N7.04((15).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that the license of Judith A. Wendorf to practice as a nurse in the state of Wisconsin (#35594) shall be LIMITED, subject to the following terms and conditions:

1. Judith A. Wendorf shall within one (1) year from the date of this order successfully complete twenty (20) hours in continuing education acceptable to the Board in the areas of patient assessment, drug administration, charting, and geriatric care. To be acceptable, the course or training 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 an affidavit executed by Ms. Wendorf verifying that she attended the course(s) in its (their) entirety.
2. Ms. Wendorf shall practice in settings where she works under supervision by another nurse or other licensed health care professional. Ms. Wendorf shall refrain from nursing employment as a pool nurse, a visiting nurse or other home care provider, or as a charge nurse.
3. Ms. Wendorf shall arrange for quarterly reports to the Board of Nursing from her nursing employer evaluating her work performance, and Ms. Wendorf shall report to the Board any change in nursing employment within five (5) days of any such change.
5. During the time these terms and conditions are in effect, Ms. Wendorf shall provide all current or prospective nursing employers with a copy of this Final Decision and Order.
6. Ms. Wendorf may petition the Board at any time following one year of satisfactory nursing practice documented pursuant to the terms of this Order to revise or eliminate any of the conditions of this Order. Denial in whole or in part of a petition under this paragraph shall not constitute denial of a license and shall not give rise to a contested case within the meaning of Wis. Stats. §§227.01(3) and 227.42.

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. Wendorf'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
A Member of the Board

Date

1-28-94

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF	:	
DISCIPLINARY PROCEEDINGS AGAINST	:	STIPULATION
JUDITH A. WENDORF, R.N.,	:	93 NUR 078
RESPONDENT	:	

It is hereby stipulated between Judith A. Wendorf, 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. Wendorf's licensure by the Division of Enforcement (93 NUR 078). Ms. Wendorf consents to the resolution of this investigation by stipulation and without the issuance of a formal complaint.

2. Ms. Wendorf 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. Ms. Wendorf 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. Wendorf 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. Attached to this Stipulation is the current licensure card of Judith A. Wendorf. If the Board accepts the Stipulation, Ms. Wendorf's license shall be reissued only in accordance with the terms of the attached Final Decision and Order. If the Board does not accept this Stipulation, the license of Ms. Wendorf 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 and the member of the Board of Nursing assigned as an advisor in this investigation 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 Ms. Wendorf in recommending the Board of Nursing adopt this Stipulation and issue the attached Final Decision and Order.

Judith A Wendorf RN
Judith A. Wendorf, R.N.

11/23/93
Date

Jo Ann Prust
Jo Ann Prust, Attorney
for Ms. Wendorf

11/23/93
Date

Steven M. Gloe
Steven M. Gloe, Attorney
Division of Enforcement

11.30.93
Date

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:

FEBRUARY 1, 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: DE00000001563-19940128

Order Dates:

JAN 28, 1994

Respondent Names:

WENDORF, JUDITH A., RN

Complaint IDs:

93NUR078

Profession:

REGISTERED NURSE

Boards:

NUR

Short Description:

LIMITED - COMPLETE 20 CE HOURS BY 1/28/95.

Case Summary:

DEPARTMENT RECEIVED ALLEGATIONS THAT SHE FAILED ON SEVERAL
OCCASIONS TO FULLY COMPLY WITH STANDARDS OF PRACTICE FOR
PROFESSIONAL NURSING.

