

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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The status of an appeal may be found on court access websites at:  
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STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

**FILE COPY**

IN THE MATTER OF THE DISCIPLINARY  
PROCEEDINGS AGAINST

SHERAN KAY ALTUS, R.N.,  
RESPONDENT

:  
:  
:  
:  
:

FINAL DECISION AND ORDER  
92 NUR 181/93 NUR 222/94 NUR 021

ORDER 0001830

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

Sheran Kay Altus  
Route 1, Box 55  
Houston, MN 55943

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. Sheran Kay Altus (D.O.B. 09/01/48) is duly licensed in the state of Wisconsin to practice as a registered nurse (license # 85009). This license was first granted on September 9, 1983.
2. Ms. Altus's latest address on file with the Department of Regulation and Licensing is Route #1, Box 55, Houston, MN 55943.
3. On or about November 13, 1992, Ms. Altus was convicted on a plea of guilty to one count of theft in violation of §943.20(1)(a), Wis. Stats. A true and correct copy of the Criminal Information and Complaint and Judgement of Conviction is attached to this Order as Exhibit A. Exhibit A is incorporated by reference into this document.
4. Ms. Altus subsequently entered into an agreement for participation in the Wisconsin Department of Regulation and Licensing's Impaired Professionals

*7/20/94 Jev  
Agreement  
feels to participate in IPP  
diversion*

Procedure [hereinafter IPP]. In violation of the terms of that deferred prosecution program, Ms. Altus: a) failed to notify her employer [Bethel Home and Services of Viroqua, Wisconsin] of her involvement in the IPP; b) failed to notify the IPP coordinator of her employment as a nurse in Wisconsin; and c) on October 13, 1993 and other dates unknown, Ms. Altus diverted quantities of controlled substances for her personal use from patient supplies. The substances diverted included Darvocet™, Halcion™, Xanax™ and Ativan™.

5. In resolution of this matter, Ms. Altus has decided to surrender her license to practice as a registered nurse in the state of Wisconsin. Ms. Altus therefore consents to the entry of the following Conclusions of Law and Order.

#### CONCLUSIONS OF LAW

Sheran Kay Altus 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(2) and N7.04(1), (2) and (15).

#### ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that the Wisconsin Board of Nursing accepts the SURRENDER of the license of Sheran Kay Altus to practice as a registered nurse in the state of Wisconsin (#85009).

IT IS FURTHER ORDERED that should Ms. Altus reapply for Wisconsin licensure, the Board may in its sole discretion determine whether, and under what terms and conditions, this license may be reissued.

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

BOARD OF NURSING

By: Jacqueline Johnson RNM 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
SHERAN KAY ALTUS, R.N.,	:	92 NUR 181/93 NUR 222/94 NUR 021
RESPONDENT	:	

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It is hereby stipulated between Sheran Kay Altus, 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. Altus's licensure by the Division of Enforcement (92 NUR 181/93 NUR 222/94 NUR 021). Ms. Altus consents to the resolution of this investigation by stipulation and without the issuance of a formal complaint.

2. Ms. Altus 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 Americans with Disabilities Act, the Wisconsin Constitution, the Wisconsin Statutes, and the Wisconsin Administrative Code.

3. Ms. Altus 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. Altus 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 Sheran Kay Altus. If the Board accepts the Stipulation, Ms. Altus'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.

Altus 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.

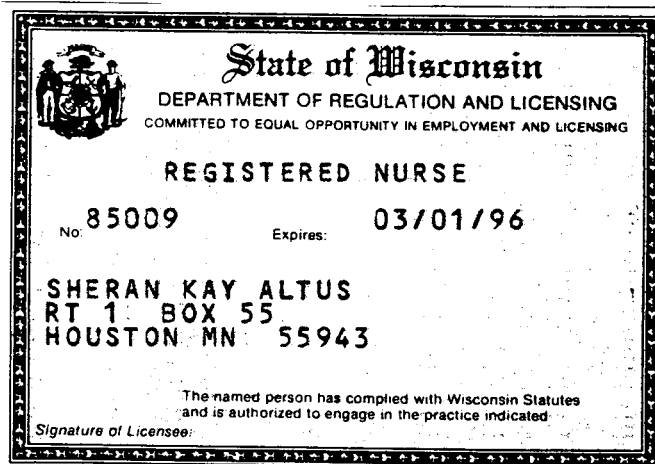
8. The Division of Enforcement joins Ms. Altus in recommending the Board of Nursing adopt this Stipulation and issue the attached Final Decision and Order.

Sheran K. Altus  
Sheran Kay Altus, R.N.

March 8, 1994  
Date

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

3.10.94  
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 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: DE00000001815-19940506

Order Dates:

MAY 06, 1994

Respondent Names:

ALTUS-MCNIFF, SHERAN KAY, RN

Complaint IDs:

94NUR021

Profession:

REGISTERED NURSE

Boards:

NUR

Short Description:

VOLUNTARY SURRENDER ACCEPTED.

Case Summary:

CONVICTED ON A PLEA OF GUILTY TO ONE COUNT OF THEFT. ENTERED IN  
IPP PROGRAM BUT VIOLATED THE TERMS OF THAT PROGRAM. DIVERTED  
QUANTITIES OF CONTROLLED SUBSTANCES FOR HER PERSONAL USE.

