

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



Wisconsin Department of Safety and Professional Services Access to the Public Records of the Reports of Decisions

This Reports of Decisions document was retrieved from the Wisconsin Department of Department of Safety and Professional Services website. These records are open to public view under Wisconsin's Open Records law, sections 19.31-19.39 Wisconsin Statutes.

Please read this agreement prior to viewing the Decision:

- The Reports of Decisions is designed to contain copies of all orders issued by credentialing authorities within the Department of Safety and Professional Services from November, 1998 to the present. In addition, many but not all orders for the time period between 1977 and November, 1998 are posted. Not all orders issued by a credentialing authority constitute a formal disciplinary action.
- Reports of Decisions contains information as it exists at a specific point in time in the Department of Safety and Professional Services data base. Because this data base changes constantly, the Department is not responsible for subsequent entries that update, correct or delete data. The Department is not responsible for notifying prior requesters of updates, modifications, corrections or deletions. All users have the responsibility to determine whether information obtained from this site is still accurate, current and complete.
- There may be discrepancies between the online copies and the original document. Original documents should be consulted as the definitive representation of the order's content. Copies of original orders may be obtained by mailing requests to the Department of Safety and Professional Services, PO Box 8935, Madison, WI 53708-8935. The Department charges copying fees. *All requests must cite the case number, the date of the order, and respondent's name as it appears on the order.*
- Reported decisions may have an appeal pending, and discipline may be stayed during the appeal. Information about the current status of a credential issued by the Department of Safety and Professional Services is shown on the Department's Web Site under "License Lookup."
The status of an appeal may be found on court access websites at:
<http://ccap.courts.state.wi.us/InternetCourtAccess> and <http://www.courts.state.wi.us/wsccl>.
- Records not open to public inspection by statute are not contained on this website.

By viewing this document, you have read the above and agree to the use of the Reports of Decisions subject to the above terms, and that you understand the limitations of this on-line database.

Correcting information on the DSPS website: An individual who believes that information on the website is inaccurate may contact the webmaster at web@drl.state.wi.gov

FILE COPY

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

ORDER 0001585

IN THE MATTER OF THE DISCIPLINARY
PROCEEDINGS AGAINST

MARJORIE WEGNER, LPN,
RESPONDENT

FINAL DECISION AND ORDER
93 NUR 072

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

Marjorie Wegner, LPN
6123 Washington Circle
Wauwatosa, WI 53213

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. Marjorie Wegner, LPN (D.O.B. 04/14/43) is duly licensed as a practical nurse in the state of Wisconsin (license #4937). This license was first granted on October 1, 1963.
2. Ms. Wegner's most recent address on file with the Wisconsin Board of Nursing is 6123 Washington Circle, Wauwatosa, WI 53213.
3. On May 1, 1991, Ms. Wegner's Wisconsin nursing registration expired, and Ms. Wegner did not renew her registration until April 27, 1993. During that period of time, Ms. Wegner continued her work as a nurse in Wisconsin with Alexian Village.
4. In resolution of this matter, Ms. Wegner consents to entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

By the conduct described above, Marjorie Wegner is subject to disciplinary action against her license to practice as a practical nurse in the state of Wisconsin, pursuant to Wis. Stats. §§441.10(3) and 441.07(1); and Wis. Adm. Code §N7.04(15).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that Marjorie Wegner, LPN is REPRIMANDED.

IT IS FURTHER ORDERED that:

1) Within thirty (30) days from the date of this Order, Ms. Wegner shall submit documentation to the Board certifying that she has notified the following of her work as a nurse without current registration:

a. all employers where Ms. Wegner worked as a nurse between May 1, 1991 and April 27, 1993;

b. all private insurance carriers who provided coverage and paid for nursing services performed by Ms. Wegner during the time period between May 1, 1991 and April 27, 1993; and

c. E.D.S. Federal, 6406 Bridge Road, Madison WI 53784 [If Medicare/Medicaid provided coverage and paid for nursing services performed by Ms. Wegner during the time period between May 1, 1991 and April 27, 1993.]

2) Within ninety (90) days from the date of this Order, Ms. Wegner shall submit proof of presentation of a nursing staff inservice acceptable to the Board on the subject of the importance of maintaining current licensure, and the potential consequences of practice without current licensure registration.

3) Within thirty (30) days from the date of this Order, Ms. Wegner shall pay costs of this proceeding in the amount of one hundred and seventy-five (\$175.00) dollars. Payment shall be made via check or money order payable to the Wisconsin Department of Regulation and Licensing.

4. A copy of Ms. Wegner's written explanation for the lapse in her licensure shall be attached to this document as Exhibit A and made a part of this record.

Department monitor

The Department Monitor is the individual designated by the Board as its agent to coordinate compliance with the terms of this Order, including receiving and coordinating all documentation, reports and payments. The Department Monitor may be reached as follows:

Department Monitor
Department of Regulation Division of Enforcement
P.O. Box 8935
Madison, WI 53708-8935
FAX (608) 266-2264
TEL. (608) 267-7139

BOARD OF NURSING

By:

Pamela A. McQuinn
A Member of the Board

Date

11/3/95

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF	:	
DISCIPLINARY PROCEEDINGS AGAINST	:	STIPULATION
MARJORIE WEGNER, LPN,	:	93 NUR 072
RESPONDENT	:	

It is hereby stipulated between Marjorie Wegner, 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. Wegner's licensure by the Division of Enforcement. Ms. Wegner consents to the resolution of this investigation by stipulation and without the issuance of a formal complaint.

2. Ms. Wegner 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. Wegner 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. Wegner 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. Wegner in recommending that the Board adopt this Stipulation and issue the attached Final Decision and Order.

Marjorie Wegner LPN
Marjorie Wegner, LPN

10-1-95
Date

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

10.5.95
Date

Department of Regulation & Licensing

State of Wisconsin

P.O. Box 8935, Madison, WI 53708-8935

(608)

TTY# (608) 267-2416, hearing or speech
TRS# 1-800-947-3529, impaired only

GUIDELINES FOR PAYMENT OF COSTS AND/OR FORFEITURES

On November 3, 1995, the Board of Nursing
took disciplinary action against your license. Part of the discipline was an assessment of costs and/or a
forfeiture.

The amount of the costs assessed is: \$175.00 Case #: 93 NUR 072

The amount of the forfeiture is: Case #:

Please submit a check or a money order in the amount of \$ 175.00

The costs and/or forfeitures are due: December 3, 1995

NAME: Marjorie Wegner LICENSE NUMBER: 031 4937

STREET ADDRESS: 6123 Washington Circle

CITY: Wauwatosa STATE: WI ZIP CODE: 53213

Check whether the payment is for costs or for a forfeiture or both:

 X COSTS FORFEITURE

Check whether the payment is for an individual license or an establishment license:

 X INDIVIDUAL ESTABLISHMENT

If a payment plan has been established, the amount due monthly is:

Make checks payable to:

**DEPARTMENT OF REGULATION AND LICENSING
1400 E. WASHINGTON AVE., ROOM 141
P.O. BOX 8935
MADISON, WI 53708-8935**

#2145 (4/95)

Ch. 440.22, Stats.

For Receipting Use Only

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:

STATE OF WISCONSIN BOARD OF NURSING

1400 East Washington Avenue

P.O. Box 8935

Madison, WI 53708.

The Date of Mailing this Decision is:

November 10, 1995

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.)