

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

SUZANNE N. LERETTE, L.P.N.,
RESPONDENT

FINAL DECISION AND ORDER
94 NUR 136

ORDER 0001690

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

Suzanne N. LeRette
121 South Jefferson Street
Waterford, WI 53185

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. Suzanne N. LeRette (D.O.B. 11/18/60) is duly licensed in the state of Wisconsin to practice as a practical nurse (license #30605). This license was first granted on February 6, 1991.

2. Ms. LeRette's latest address on file with the Department of Regulation and Licensing is 121 South Jefferson Street, Waterford, WI 53185.

3. On exact dates unknown, but at least since 1991 and continuing at least through October, 1992, Ms. LeRette has used cocaine without a legitimate prescription or medical purpose for ingesting this drug.

4. On or about August 13, 1993 Ms. LeRette was found guilty on a plea of no contest to misdemeanor violation of §943.20(1), Wis. Stats. (Theft/movable

*Criminal
violation
related to
to stated 1993*

96

property). True and correct copies of the criminal complaint and judgment of conviction in this matter are attached to this Order as Exhibit A. Exhibit A accurately reflects the facts and circumstances surrounding Ms. LeRette's conviction, and the Exhibit is incorporated by reference into this Order.

5. On or about September 20, 1993, Ms. LeRette was found guilty on a plea of no contest to misdemeanor violation of §943.20, Wis. Stats. (Theft/Fraudulent use of a credit card). True and correct copies of the criminal complaint and judgment of conviction in this matter are attached to this Order as Exhibit B. Exhibit B accurately reflects the facts and circumstances surrounding Ms. LeRette's conviction, and the Exhibit is incorporated by reference into this Order.

6. On or about March 11, 1994 Ms. LeRette was found guilty on a plea of no contest to felony violation of §§943.38(2) and 939.05(1), Wis. Stats. (Uttering forged writing). True and correct copies of the criminal complaint and judgment of conviction in this matter are attached to this Order as Exhibit C. Exhibit C accurately reflects the facts and circumstances surrounding Ms. LeRette's conviction, and the Exhibit is incorporated by reference into this Order.

7. In resolution of this matter, Ms. LeRette consents to the entry of the following Conclusions of Law and Order as a reasonable accommodation to allow her an opportunity to continue her nursing career, in light of the facts and circumstances of this case.

CONCLUSIONS OF LAW

Suzanne N. LeRette 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) and Wis. Adm. Code §§N7.03(2) and N7.04(1), (2), and (15).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that the license of Suzanne N. LeRette to practice as a practical nurse in the state of Wisconsin (#30605) shall be SUSPENDED for an INDEFINITE PERIOD of time.

IT IS FURTHER ORDERED that

(a) IT IS FURTHER ORDERED that the SUSPENSION shall be STAYED for a period of three (3) months, conditioned upon compliance with the conditions and limitations outlined in paragraph (b), below.

i. Suzanne N. LeRette may apply for consecutive three (3) month extensions of the stay of suspension, which shall be granted upon acceptable demonstration of compliance with the conditions and limitations imposed upon Ms. LeRette's practice during the prior three (3) month period.

ii. If the Board denies the petition by Ms. LeRette for an extension, the

Board shall afford an opportunity for hearing in accordance with the procedures set forth in Wis. Adm. Code Ch. RL 1 upon timely receipt of a request for hearing.

iii. Upon a showing by Ms. LeRette of complete, successful and continuous compliance for a period of two (2) years with the terms of paragraph (c), below, Ms. LeRette may petition for return of full licensure. The Board may, in its discretion, require that Ms. LeRette complete at least six (6) months of nursing employment monitored under the conditions of ¶(c) prior to the Board's issuance of a complete and unrestricted license.

(b) CONDITIONS OF STAY

- i Ms. LeRette shall comply with all terms of probation and/or parole imposed upon her, and make arrangements with her probation/parole officer to notify the Board of Nursing immediately of any violation of probation/parole terms.
- ii Ms. LeRette shall maintain successful participation in a program of treatment and therapy at a health care facility acceptable to the Board. As a part of treatment, Ms. LeRette must attend therapy on a schedule as recommended by her therapist; the Board, however, reserves the right to set a minimum frequency of therapy sessions per month.

If her treatment provider recommends work restrictions in addition to the terms and conditions of this Order, Ms. LeRette shall restrict her practice in accordance with such recommendations.

- iii Upon request of the Board, Ms. LeRette shall provide the Board with current releases complying with state and federal laws, authorizing release of probation/parole, counseling, treatment, monitoring and employment records.
- iv Ms. LeRette shall remain free of alcohol and prescription drugs and controlled substances not prescribed for valid medical purposes during the period of limitation.
- v Ms. LeRette must participate in a program of random witnessed monitoring for controlled substances and alcohol in her blood and/or urine on a frequency acceptable to the Board. The Board, via its designated agent, shall determine an acceptable minimum frequency of screens, taking into account Ms. LeRette's employment setting, as well as her status in recovery. [It is anticipated that the Board's will set an initial minimum frequency of screens of not less than four (4) times per month.] The Board or its designated agent may alter this base frequency upon five (5) days written notice to Ms. LeRette and her monitoring facility. If the physician or therapist supervising her plan of care, her probation officer, or her employer deems that blood or urine screens are warranted in addition to the screenings required by the Board, Ms. LeRette shall submit to such additional screens.

Ms. LeRette shall be responsible for obtaining a monitoring facility and reporting system acceptable to the Board, as well as for all costs incurred in conjunction with the monitoring and reporting required.

To be an acceptable program, the monitoring facility shall agree to provide random and witnessed gatherings of specimens for evaluation. All urine screens shall include testing and reporting of the specific gravity of the urine specimen. The facility must agree to maintain a custody record of all specimens, and to confirm positive test results with gas chromatography or mass spectrometry. It shall further agree to file an immediate report directly with the Board of Nursing upon such failures to participate as: if Ms. LeRette fails to appear upon request; or if a drug or alcohol screen proves positive; or if the specific gravity of a urine specimen is below 1.008; or if Ms. LeRette refuses to give a specimen for analysis upon a request authorized under the terms of this Order.

Ms. LeRette shall appear and provide a specimen not later than five (5) hours following a request for a specimen, but in no event later than the same calendar date that the request was made. The random drug and alcohol screening program shall include weekends and holidays for collection of specimens.

Ms. LeRette understands and agrees that the accuracy of the monitoring obtained is her responsibility. For the purposes of further actions affecting Ms. LeRette's license, it shall be presumed that all confirmed positive reports are valid. Ms. LeRette shall have the burden of proof to establish an error in testing or fault in chain of custody regarding a positive monitoring report.

- vi Ms. LeRette shall provide any current or prospective nursing employers with a copy of this Final Decision and Order immediately upon issuance of a stay of suspension under this Order, and upon any change of employment during the time in which a stay of suspension is in effect. In addition, Ms. LeRette shall provide her employer with a copy of any order granting an extension of stay under this Order within five (5) days of Ms. LeRette's receipt of an order granting a stay.

Ms. LeRette shall immediately provide her employer with a copy of any denial of an extension of stay under this Order.

- vii Ms. LeRette shall arrange for quarterly reports to the nursing Examining Board from her probation officer attesting to her compliance with the terms of her probation; from nursing employer(s) evaluating her work performance; from the monitoring facility providing the dates and results of the screenings performed; and from her counselor evaluating Ms. LeRette's attendance and progress in therapy as well as evaluating her level of participation at NA/AA meetings.

viii The Board at this time imposes no restriction regarding Ms. LeRette's access to controlled substances in her work place. The Board reserves its right, however, to restrict Ms. LeRette from access to or the administration of controlled substances in her work setting, if it receives a verified report of irregularities in Ms. LeRette's handling or dispensing of controlled substances or of violation of any other term or condition of this Order.

In the event that the Board chooses to impose a restriction under this paragraph, the Board or its designated agent shall inform Ms. LeRette via certified mail of the imposition of the restriction. The restriction shall become effective upon mailing of the notification and remain in effect until such time as access or administration is approved by the Board. The imposition of a restriction 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.

ix Ms. LeRette shall report to the Board any change in employment status, change of residence address or phone number, within five (5) days of any such change.

(c) Ms. LeRette may petition the Board in conjunction with any application for an additional stay to revise or eliminate any of the above conditions. 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.

(d) 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. LeRette's license; the Board in its discretion may in the alternative deny an extension of the stay of suspension or impose additional conditions and limitations other additional discipline for a violation of any of the terms of this Order.

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

BOARD OF NURSING

By: Pamela D. McPherson Date: 1/6/95
A Member of the Board

CRIMINAL CT.
FILED

BUPD 88144

STATE OF WISCONSIN

JUL 1 1993

CLERK OF COURTS
RACINE COUNTY

CIRCUIT COURT

WS

RACINE COUNTY

Criminal Complaint 93-M-1489

STATE OF WISCONSIN, Plaintiff,

vs.

Suzane Nur LeRette, dob 11/18/60
121 S. Jefferson Street
Waterford, WI 53185

Defendant(s).

Crime(s) & Statute(s) Violated:

PTAC Theft

Wis Stats 943.20(1)(a),
939.51(3)(a), 939.05

DESCRIPTION:

F/W; 5'4"; 160#; Bln hair/Blu eyes

VICTIM:

Jacque Wuttke

Complainant, being first duly sworn on oath, on information and belief, says that on January 23, 1993, in the City of Burlington, County of Racine, State of Wisconsin, the defendant(s) did:

As party to the crime, unlawfully and intentionally take and carry away, use, transfer, conceal, or retain possession of movable property of another without her consent and with intent to deprive the owner permanently of possession of such property. This offense subjects the defendant to a fine not to exceed \$10,000 or imprisonment not to exceed 9 months, or both; contrary to Wis. Stats. Section 943.20(1)(a), 939.51(3)(a) and 939.05.

AND PRAYS THAT SAID DEFENDANT BE DEALT WITH ACCORDING TO LAW; THE BASIS FOR COMPLAINANT'S CHARGE OF SUCH OFFENSE IS AS FOLLOWS:

Complainant states that he is employed by the City of Burlington Police Department and that he has reviewed reports of that department under Complaint No. 88144, prepared by Officer Myrland, Det. Large, Det. Wiskes and Officer Johnston, whose reports your complainant relies upon inasmuch as they were prepared during the course of an official law enforcement investigation.

Officer Myrland states in his report that on Saturday, January 23, 1993, she met with the victim, Jacki Wuttke, in the lobby of the Burlington Police Department, to take a theft report. Wuttke stated that she parked her vehicle in front of Rice's Liquor, 681 Milwaukee Avenue, in the City of Burlington, between 6:45 and 7:00 p.m., on January 23, 1993 and entered the store. Wuttke stated that she went into the Liquor Store to make a purchase and when she came out her purse had been stolen from her vehicle. Wuttke stated that someone had stolen a black, shoulder strap type woman's purse containing a black and white striped bi-fold wallet. Wuttke stated that there was approximately \$70.00 inside the wallet as well as a checkbook from an account at the Bank of Burlington and five (5) credit cards consisting of a Visa, Boston Store, J.C. Penney, Sears and a Wisconsin Bell calling card. Wuttke provided Officer Myrland with the appropriate credit card numbers. Wuttke stated that the items had an approximate value of \$150.00.

\cb\ LeRette.6-3

EXHIBIT A

Inv. Wiske states that on February 3, 1993, he called A T & T Security Department and found that one of the credit cards which was stolen from Wuttke was used the same day in Lake Geneva and in Lyons. Inv. Wiske found that one of the cards was used to purchase \$263.22 of goods at the Prange Way in Lake Geneva at 7:42 p.m. The card was later used at Johnnie Reynolds Supper Club in Lyons at approximately 8:00 p.m. The card used for these purchases was an A T & T Visa credit card.

Officer Johnston states in his report of April 28, 1993, he drove to Suzane LeRette's residence at 121 S. Jefferson, in Waterford, because she had become a suspect in the theft case. Officer Johnston states that LeRette freely admitted to him that she and her 17 year old daughter, Jessica Barboff, were in fact the parties that stole the purse from Wuttke's car while Wuttke's car was parked at Rice's Liquor Store on January 23, 1993.

LeRette stated that she and her daughter drove to Burlington to buy some beer. LeRette stated that she was driving the car and when they got to Burlington, she drove into the parking lot to Rice's Liquor at approximately 8:00 p.m. LeRette stated that upon driving into the lot both she and Barboff noticed a purse sitting on the hood of a car parked in the lot. LeRette states that there was no one around the car at that time. LeRette states that she went into Rice's Liquor and purchased a 12 pack of beer while her daughter waited in the car. LeRette states that the purchase only took a couple of minutes and when she returned to the car and got in she noticed Barboff had taken the purse from the hood of the car and was going through its contents. LeRette states that she did not say anything to Barboff, but just drove away.

LeRette states that she started driving towards Lake Geneva from Burlington while Barboff was looking through the purse. Inside the purse they found a number of credit cards and a checkbook listing Wuttke as the owner. LeRette stated that she and Barboff went to Lake Geneva and drove to Lake Geneva Square.

LeRette states that she took Wuttke's A T & T Visa card from the purse. LeRette states that she and her daughter went into Prange Way in Lake Geneva where she charged approximately \$150.00 worth of merchandise using the stolen credit card. LeRette admitted to forging Wuttke's name on the charge card receipt.

LeRette states that after they left the Prange Way they drove a short distance and stopped at the Pick 'N Save Food Store. LeRette stated that she and Barboff went into the Pick 'N Save Store where they purchased about \$130.00 worth of grocery items. LeRette states that she paid for the food items by using a check from the checkbook out of the stolen purse.

LeRette stated that after leaving the Pick 'N Save Store she threw the purse and all its contents except the A T & T Visa card into a trash can just outside the Pick 'N Save Store.

LeRette states that after leaving the Lake Geneva Square she and Barboff

\cb\ LeRette.6-3

drove northbound towards Burlington on Hwy 36. She stated that they went into Johnnie Reynolds Supper Club where they purchased two (2) dinners totalling approximately \$35.00. LeRette states that she paid for the meals by using the stolen A T & T Visa card belonging to Wuttke. LeRette admitted to forging Wuttke's name to the credit card receipt.

Complaint based on LeRette's statements, LeRette is charged with party to theft. Complainant relies upon the statements of Suzane LeRette as they are against her penal interest.

TV 2/10/93
Complainant

Subscribed & sworn to before me this 2 day of June, 1993.

James W. Jay
Assistant District Attorney

Approved for filing by
Robert S. Flancher, District Attorney
State Bar # 01015530

State vs Suzane N. Lerette

JUDGMENT OF CONVICTION

Sentence Imposed & Stayed, Probation
Ordered

Date of Birth: 11-18-1960

Case No.: 93CM001685

The Court found the defendant guilty of the following crime(s):

AMENDED 2-2-94

Ct.	Crime(s)	Wis Stat. Violated	Plea	Fel. or Misd.	Date(s) Crime Committed
1	Theft-Movable Property (<=\$1000) [939.05 Party To]	943.20(1)(a)	No Contest	MA	01-23-1993

IT IS ADJUDGED that the defendant is convicted on 08-05-1993 as found guilty and is sentenced as follows:

Ct.	Sent. Date	Sentence	Length	CC/CS	Agency
	08-05-1993	Imposed & Stayed, 2 YR Probation Ordered			DOC
	Sentence(s) Stayed			CC/CS	Sent. Credit
1	Local Jail		4 MO	Stayed	0 days

Conditions of Sentence/Probation

Obligations: (Total amounts only)

Fines and Assessments	Court Costs	Attorney Fees	Restitution	Other	Mandatory Victim/ Witness Surcharge
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Conditions

Ct.	Condition Jail Time	Length 10 DA	Agency CTY	Begin Date	Begin Time	Comments
***	Jail time to commence 3-12-94. Huber granted for work/Child care. No alcohol or drugs. Report in 3-12-94, 3-19-94, 3-26-94, 4-2-94 and 4-9-94.***					To be served as follows commencing 8/14/93 (every other weekend): 8/14/93-8/15/93; 8/28/93-8/29/93; 9/11/93-9/12/93; 9/25/93-9/26/93; 10/9/93 CFTS 1 day

Miscellaneous Conditions:

Ct.	Condition	Comments
	Restitution	Pay restitution jointly and severally, plus 10% penalty
	Employment / School	Maintain full time employment
	Other	Defendant must obey all rules and regulations while on probation
	Work Release / Huber Law	Huber granted; DO NOT REPORT LATE OR DRUNK; Time may be served in Waukesha County, but defendant must report to the Racine County Jail first

Suzane N. Lurette

JUDGMENT OF CONVICTION

Sentence Imposed & Stayed, Probation
Ordered

Date of Birth: 11-18-1960

Case No.: 93CM001685

IT IS ADJUDGED that 0 days sentence credit are due pursuant to § 973.155 Wisconsin Statutes.

IT IS ORDERED that the Sheriff execute this sentence.

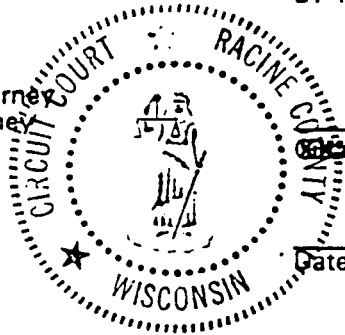
BY THE COURT:

Parties:

Emily Mueller, Judge

Paula M Morton, District Attorney

Susan T Falch, Defense Attorney

~~XXXXXXXXXXXX~~ Clerk/~~XXXXXXXXXX~~

AUGUST 13, 1993

Date

Waukesha

STATE OF WISCONSIN : CRIMINAL-TRAFFIC DIVISION : WAUKESHA COUNTY
CIRCUIT COURT

STATE OF WISCONSIN,

Plaintiff,

vs.

CRIMINAL COMPLAINT

93CM0876

SUZANNE N. LERETTE
S. Jefferson Street
Waterford, WI 53185
DOB: 11/18/60

Defendant.

Detective Larson for the Muskego Police Department, being first duly sworn on oath, upon information and belief, says that:

COUNT #1

On or about the evening hours of February 21, 1993, in the parking lot area of the Alpine Bowling Lanes, located at S80 W18700 Apollo Drive, in the City of Muskego, Waukesha County, the above-named defendant, Suzanne N. LeRette, did: intentionally take and carry away movable property of another, to-wit: Kathleen M. Karcher, said property having a value not greater than \$1000, without the consent of said owner and with intent to deprive the owner permanently of possession of such property, contrary to Section 943.20 (1)(a), Wisconsin Statutes.

And further advising the Court that the above-alleged offense is defined as a Class A misdemeanor; upon conviction of the above-alleged offense, the above-named defendant is subject to a fine of not more than \$10,000 or imprisonment of not more than nine (9) months, or both.

COUNT #2

On or about the evening hours of February 21, 1993, at the Sentry Foods Store, located at S74 W16890 Janesville Road, in the City of Muskego, Waukesha County, Wisconsin, the above-named defendant, Suzanne N. LeRette, did: with intent to defraud an organization providing goods, to-wit: Sentry Food Store, to obtain money, goods, or services having a value not greater than \$1000, by representing without the consent of the financial transaction cardholder, to-wit: Kathleen M. Karcher, that she is the holder of said card, contrary to Section 943.41 (5)(a)2, Wisconsin Statutes.

And further advising the Court that the above-alleged offense is defined as a Class A misdemeanor; upon conviction of the above-alleged offense, the above-named defendant is subject to a fine of not more than \$10,000 or imprisonment of not more than nine (9) months, or both.

And prays that the defendant be dealt with according to law; that the basis for complainant's charge of such offense is: Based upon information and belief derived from the complainant's own investigative reports, as well the

EXHIBIT B

review of the investigative reports of Officer LaTour and Detective Schilling of the Muskego Police Department, which are said to be truthful and reliable.

Said reports indicate that on March 16, 1993, Officer LaTour was dispatched to Alpine Bowling Lanes, located at S80 W18700 Apollo Drive, in the City of Muskego, Waukesha County, to investigate a report of a theft from a vehicle. Upon arriving at Alpine Lanes, Officer LaTour contacted a female subject who identified herself as being Kathleen M. Karcher. Karcher indicated that on February 26, 1993, she realized that someone had entered her unlocked vehicle and stole her Visa credit card, seven personal checks and Wisconsin driver's license. Karcher further indicated that the theft occurred on February 21, 1993, between the hours of 9:00 a.m. and 6:00 p.m., while her vehicle, a 1992 Dodge minivan, license plate #HUE295 was parked in the south parking lot of Alpine Lanes. Karcher further indicated that as soon as she realized that the items were missing, she contacted her bank and placed a stop payment on all her checks. Karcher further indicated that she also contacted the Visa credit company and she was advised that her Visa card was used 5 times on February 21, 1993 (Sunday): 2 charges at the K-Mart store located in Hales Corners; 1 charge at the Amore Restaurant located in Hales Corners; 1 charge at the Sentry Food Store located in Muskego; and 1 charge at the US Gas station located in Wind Lake.

Said reports further indicate that on April 3, 1993, Officer LaTour interviewed Patricia Bord, the cashier from the Sentry Foods Store, located at S74 W16890 Janesville Road, in the City of Muskego, Waukesha County, Wisconsin. Bord indicated that she recalled quite well the February 21, 1993 incident involving the use of Kathleen M. Karcher's Visa credit card. Bord further indicated that on February 21, 1993, sometime between the hours of 7:30 p.m. and 8:00 p.m., three female subjects entered her checkout lane at the Sentry store. Bord described the three female subjects as being: (1) an older white female subject approximately 44 to 45 years of age, 5'4" to 5'5" in height, 165 lbs. in weight, large boned with a loud deep gravelly or husky voice; (2) a younger white female subject approximately 14 years of age, 5'2" to 5'3" in height, 140 lbs. in weight and possible daughter to the older female subject; and (3) the third female subject was quiet. Bord further indicated that she recalled that it was an unusual assortment of items being purchased by the three female subjects which consisted of numerous magazines, hair supplies and many food items. Bord further indicated that she recalled that after ringing up the purchase, the older female subject (#1) began writing out an out of town check. Bord further indicated that the initials on the check began with the letters K.K. Bord further indicated that she informed the older female subject that she needed to see a Sentry check cashing card and Wisconsin driver's license, to which the older female subject indicated that she did not have her driver's license with her. Bord further indicated that the older female subject then asked if the food store accepted any type of credit card. Bord further indicated that she informed the older female subject that the store accepted Visa, at which time, the older female subject quickly produced a Visa credit card from her jacket pocket and the transaction was completed.

Said reports further indicate that the February 21, 1993, Visa credit card use of Kathleen Karcher's credit card at the Sentry Foods Store, located at S74 W16890 Janesville Road, in the City of Muskego, Waukesha County, Wisconsin, totalled \$295.73.

id reports further indicate that on April 6, 1993, Detective Schilling attended a Milwaukee Metro Investigator's Meeting at the Menomonee Falls Police Department. Detective Schilling was advised by Lieutenant Dams of the Greendale Police Department that his department had a similar case in which a mother and daughter stole and used a credit card. Lieutenant Dams further indicated that the mother suspect is Suzanne N. LeRette, date of birth, November 18, 1960 (hereinafter referred to as the defendant).


Said reports further indicate that on April 12, 1993, your complainant received a telephone call from Lieutenant Dams of the Greendale Police Department. Lieutenant Dams indicated that the defendant and her daughter were presently at the Greendale Police Department. At that time, your complainant proceeded to the Greendale Police Department.

Said reports further indicate that on April 12, 1993, at the Greendale Police Department, your complainant interviewed the defendant and her daughter. The defendant was advised of her Miranda rights and she voluntarily provided a statement which is believed to be truthful and reliable. The defendant indicated that on a Sunday afternoon during February of 1993, she and her daughter were going to go the Alpine Bowling Lanes in Muskego to going bowling. The defendant further indicated that she pulled her vehicle into a parking space next to a white van and when she exited her vehicle, she observed a purse situated on the dash of the unoccupied van. The defendant further indicated that she entered the van, went into the purse and took 2 credit cards, believed to be Visa, as well as 3 checks and a Wisconsin driver's license. The defendant further indicated that she then left the parking lot of Alpine Lanes and went and used the credit cards at various stores in Greendale, Hales Corners and Muskego. The defendant further indicated that at the Sentry Food Store in the City of Muskego, she with her daughter purchased over \$200.00 worth of food, magazines, ect. The defendant further indicated that she attempted to pay for the items by using one of the stolen checks, but she was asked to produce a Sentry check cashing card because the check had a listed out of town address. The defendant further indicated that she then asked the cashier if she could use a Visa credit card to pay for the groceries, to which the cashier accepted the credit card as payment for the groceries. The defendant further indicated that she then completed the purchase of the groceries with the use of the Visa credit card, the groceries were then bagged up, and she and her daughter then left the store.

Said reports further indicate that Kathleen M. Karcher did not give the defendant nor anyone else permission to take her Visa credit card, checks and Wisconsin driver's license; nor did Kathleen M. Karcher give the defendant nor anyone else permission to use her Visa credit card.

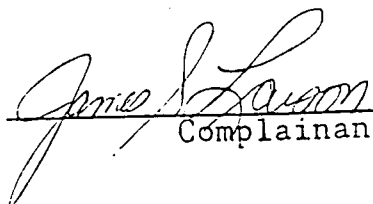
sed on the foregoing, the complainant believes this complaint to be true and correct.

Subscribed and sworn to before me
this 11th day of May, 1993.




Assistant District Attorney
State Bar # 1017918

PG/phs



Complainant

Approved for Filing:



Assistant District Attorney
State Bar # 1001293

State of Wisconsin, Plaintiff

-VS-

SUZANNE N. LERETTE

Defendant

11-18-60

Defendant's Date of Birth

TYPE OF CONVICTION (Select One)

- ☐ Sentence to Wisconsin State Prisons
☒ Sentence Withheld, Probation Ordered
☐ Sentence Imposed & Stayed, Probation Ordered

COURT CASE NUMBER

93 CM C876

The defendant entered plea(s) of: ☐ Guilty ☐ Not Guilty ☒ No ContestThe ☒ Court ☐ Jury found the defendant guilty of the following crime(s):

CRIME(S)

WIS STATUTE(S)
VIOLATEDFELONY OR
MISDEMEANOR
(F OR M)CLASS
(A-E)DATE(S)
CRIME
COMMITTED

Ct. 1 Theft of Movable Property

943.20(1)(a)

M

A

On or about the
evening hours of
2-21-93

Ct. 2 Fraudulent Use of Credit Card, contrary to §943.41(5)(a)2, Wisconsin Statutes, dismissed.

IT IS ADJUDGED that the defendant is convicted on 9-20-93 as found guilty and:

- ☐ on _____ is sentenced to prison for _____
☐ on _____ is sentenced to intensive sanctions for _____
☐ on _____ is sentenced to county jail/HOC for SEP 27 1993
☒ on 9-20-93 is placed on probation for two (2) years WAUKESHA COUNTY, WISCONSIN
 CYNTHIA S. EARST, CLERK

CONDITIONS OF SENTENCE/PROBATION

Obligations: (Total amounts only)

Fine \$ _____
 (includes jail assessments; drug assessments;
 penalty assessments)

Court costs \$ 20.00
 (includes service fees; witness fees; restitution
 surcharge; domestic abuse fees; subpoena fees;
 automation fees)

Attorney fees \$ _____

Restitution \$ 295.73 or an
 amount to be determined by probation within 60 days

Other \$ _____

Mandatory victim/witness surcharge(s)

felony _____ counts \$ _____
 misdemeanor one counts \$ 30.00

Jail: To be incarcerated in the county jail/HOC for _____

Confinement Order For Intensive Sanctions sentence
 only - length of term: _____

Miscellaneous

Counseling to continue. Probation may be through
 Racine County.

IT IS ADJUDGED that -0- days sentence credit are due pursuant to s. 973.155 Wis. Stats. and shall be credited
 if on probation and it is revoked.

IT IS ORDERED that the Sheriff shall deliver the defendant into the custody of the Department located in the City of _____

NAME OF JUDGE

Lee S. Dreyfus, Jr.

DISTRICT ATTORNEY

Brad Schimel, Ass't. D.A.

DEFENSE ATTORNEY

Sam Benedict

BY THE COURT:

Circuit Court Judge/Clerk/Deputy Clerk

September 20, 1993

Date Signed

STATE OF WISCONSIN:

CIRCUIT COURT:

WALWORTH COUNTY:

STATE OF WISCONSIN,

PLAINTIFF,

CRIMINAL COMPLAINT

VS

Case No. 93 CF 258

SUZANNE N. LERETTE

D.O.B. 11/18/60

DEFENDANT.

Gary Woodward, being first duly sworn on information and belief, complains and says that:

1) Suzanne N. Lerette did on the 23rd day of January, 1993, in said county, intentionally utter as genuine a forged writing, to-wit: a credit card transaction form payable to Johnnie Reynolds, purportedly signed by Jacki Wuttke, knowing it to have been falsely made, as a party to the crime, contrary to Sections 943.38(2) and 939.05(1), Wisconsin Statutes.

2) Suzanne N. Lerette did on the 23rd day of January, 1993, in said county, intentionally utter as genuine a forged writing, to-wit: a credit card transaction form payable to Prangeway, purportedly signed by Jacki Wuttke knowing it to have been falsely made, as a party to the crime, contrary to Sections 943.38(2) and 939.05(1), Wisconsin Statutes.

3) Suzanne N. Lerette did on the 23rd day of January, 1993, in said county, intentionally utter as genuine a forged writing, to-wit: check #1953 payable to the order of Pick 'n Save, in the amount of \$220.90, purportedly signed by Jacki Wuttke, knowing it to have been falsely made, as a party to the crime, contrary to Sections 943.38(2) and 939.05(1), Wisconsin Statutes.

PENALTY: A fine of not more than \$10,000 or imprisonment not more than ten (10) years, or both, ON EACH COUNT.

(CONTINUED ON PAGE #2)

and against the peace and dignity of the State of Wisconsin and prays that said defendant might be arrested and dealt with according to law;

Gary A. Woodward
COMPLAINANT

Subscribed and sworn to before me this 7 day of Sept, 1993.

APPROVED FOR FILING

[Signature]
Assistant District Attorney

[Signature]
Assistant District Attorney

EXHIBIT C

FACTS: 1) Complainant is a Detective with the Walworth County Sheriff's Department, and makes this complaint based upon the following, all of which he believes to be reliable. The information in this complaint does not exhaust complainant's knowledge of this incident.

2) Complainant has reviewed the police reports prepared by Officers Myrland and Johnston of the City of Burlington Police Department which he has relied on in the past and found to be truthful and reliable. Officer Myrland's report reflects that on January 23, 1993, he met with Jacki L. Wuttke. Wuttke reported that her purse was stolen from a parking lot in the City of Burlington on that date. Wuttke stated that she did not give anyone permission to take her purse. Along with her purse she was missing a wallet that was in the purse which contained approximately \$70.00 in U.S. currency, a checkbook from her account at the Bank of Burlington, and five credit cards. Wuttke did not give anyone permission to take her purse, use her credit cards or checkbook. She did not give anyone permission to sign her name authorizing the use of the credit cards nor did she give anyone permission to issue checks from her checkbook and sign her name to them.

3) Complainant has also reviewed the report prepared by Investigator Wiskus of the Burlington Police Department which reflects that he investigated this complaint. Wiskus called the AT & T security department and found that Ms. Wuttke's credit card was used in Lake Geneva and in the Town of Lyons. The report prepared by Wiskus reflects that Wuttke's credit card was used to purchase goods in the amount of \$263.22 at the Prangeway store located in the City of Lake Geneva, Walworth County, Wisconsin, and then later used at the Johnnie Reynolds Supper Club in the Town of Lyons, Walworth County, Wisconsin.

4) Investigator Wiskus spoke to Linnea Schult who is a waitress at the Johnnie Reynolds Supper Club. Schult stated that she served the two people who paid with the stolen credit card belonging to Jacki Wuttke. Schult could not give a detailed description of the two, however, she did state that it was an older woman between the ages of 30 - 40 years along with her teenage daughter.

5) On April 28, 1993, Officer Mark Johnston met with Suzanne Lerette. Lerette stated that on January 23, 1993, she and her daughter, Jessica Barboff, were driving her car around Burlington. She stated that they were at the parking lot of Rice's Liquor on Milwaukee Avenue. Upon driving into the lot, the defendant stated that she and her daughter noticed a purse sitting on the hood of a car parked in the lot. The defendant stated that she went into the liquor store and purchased a twelve pack of beer while her daughter waited in the car. She stated that when she returned to the car, she noticed that her daughter had taken the purse from the hood of the car and was going through its contents. The defendant got into the vehicle and drove them away from the liquor store.

(CONTINUED ON PAGE #3)

State of Wisconsin vs Suzanne N. Lerette
CRIMINAL COMPLAINT

Page 3

6) The defendant stated that she was driving towards Lake Geneva when Jessica Barboff found a number of credit cards and a checkbook listing Jacki Wuttke as the owner. The defendant stated that she and her daughter went to the Lake Geneva Square and made a purchase of approximately \$150.00 at the Prangeway store located there. The defendant admitted to signing Jacki Wuttke's name on the charge card receipt.

7) The defendant stated that after leaving the Prangeway store, they drove a short distance and stopped at the Pick 'n Save food store. Complainant knows the Prangeway and Pick 'n Save Food Store described are located in the City of Lake Geneva, Walworth County, Wisconsin. The defendant stated that she and her daughter purchased approximately \$130.00 worth of grocery items there using a check from Jacki Wuttke's checkbook. The defendant stated that after leaving the Pick 'n Save food store, she believes she threw the purse and all of its contents except the AT & T Visa card into a trash can with an orange cover just outside of the Pick 'n Save store. However, she stated that she is not positive of exactly where she dumped the purse.

8) After leaving the Lake Geneva Square, the defendant stated to Officer Johnston that she and her daughter drove to the Johnnie Reynolds Supper Club where they purchased two prime rib dinners. The defendant stated she paid for the meal by using the stolen AT & T Visa credit card belonging to Jacki Wuttke. The defendant admitted to forging Wuttke's name to the charge card receipt. Officer Johnston asked the defendant if she still possessed the credit card. The defendant stated she threw it away that same evening but she was not sure and could not remember just how she disposed of the card.

9) Complainant has reviewed a charge card receipt from the Prangeway store located in the City of Lake Geneva, Walworth County, Wisconsin, dated January 23, 1993. It was in the amount of \$263.22 and purportedly bears a signature of Jacki Wuttke. Complainant has also reviewed a copy of a check drawn on the Ron and Jacki Wuttke account from the Bank of Burlington. Check #1953 is made out in the amount of \$220.90 and purportedly signed by Jacki Wuttke. Jacki Wuttke has signed affidavits of forgery which are filed with the Bank of Burlington stating she did not give anyone permission to use her credit cards or checkbook. There is a stamp across check #1953 indicating payment stopped. The back of the check shows that it was cashed on January 23, 1993 and the front of the check is made payable to the Pick 'n Save store. Complainant has reviewed a bad check information sheet provided by the Pick 'n Save store which indicates that Elisha Berger is the cashier at the Pick 'n Save store who accepted the check on January 23, 1993. Ms. Berger's initials appear on the front of the check.

WISCONSIN

CIRCUIT BRANCH # IV

Walworth COUNTY

State of Wisconsin, Plaintiff
-vs-

Suzanne N. Lerette, Defendant

11/18/60

Defendant's Date of Birth

TYPE OF CONVICTION (Select One)

- ☐ Sentence to Wisconsin State Prisons
☒ Sentence Withheld, Probation Ordered
☐ Sentence Imposed & Stayed, Probation Ordered

COURT CASE NUMBER 93CF00258

The defendant entered plea(s) of: ☐ Guilty ☐ Not Guilty ☒ No Contest
 The ☒ Court ☐ Jury found the defendant guilty of the following crime(s):

CRIME(S)	WIS STATUTE(S) VIOLATED	FELONY OR MISDEMEANOR (F OR M)	CLASS (A-E)	DATE(S) CRIME COMMITTED
UTTER FORGED WRITING/PTAC - Ct. #1 of Information	943.38(2)	F	C	01/23/93
	939.05(1)			

(Utter Forged Writing/PTAC - 2 counts - Cts. #2 & #3 of Information are dismissed and read-in.)

IT IS ADJUDGED that the defendant is convicted on 02/04/94 as found guilty and

- ☐ on _____ is sentenced to prison for _____
☐ on _____ is sentenced to intensive sanctions for _____
☐ on _____ is sentenced to county jail/HOC for _____
☒ on 03/11/94 is placed on probation for four(4) years - CONCURRENT with other probation

DECEMBER 11 1993
 MAR 14 1994
 DISTRICT ATTORNEY'S OFFICE

CONDITIONS OF SENTENCE/PROBATION

Obligations: (Total amounts only)

Fine (includes jail assessments; drug assessments; penalty assessments) \$ none
 Court costs (includes service fees; witness fees; restitution surcharge; domestic abuse fees; subpoena fees; automation fees) \$ 23.00
 Attorney fees \$ TO BE DETM'D
 Restitution See Cond. #2 \$ 698.07
 Other \$ none
 Mandatory victim/witness surcharge(s)
 felony one(1) counts \$ 50.00
 misdemeanor none counts \$ none

Jail: To be incarcerated in the county jail/HOC for Sixty(60) days with work release. Jail time to commence on 3-25-94 @ 8:00 am. Deft. can serve in Racine County or Waukesha County.

Confinement Order For intensive Sanctions sentence only - length of term: _____

Miscellaneous

DEFT MUST REPORT ON TIME AND WITH A ZERO BLOOD ALCOHOL AND CONTROLLED SUBSTANCES LEVEL OR ANY PRIVILEGES WILL BE REVOKED.

CONDITIONS OF PROBATION: 1) Deft. shall perform eighty(80) hours of community service work - twenty(20) hours per year. 2) Deft. shall pay restitution of \$698.07. 3) No alcohol. 4) No controlled substances - not to USE or possess.*

IT IS ADJUDGED that -0- days sentence credit are due pursuant to s. 973.155 Wis. Stats. and shall be credited if on probation and it is revoked.
 *(Exception is possessing to distribute in her position as LPN)

IT IS ORDERED that the Sheriff shall deliver the defendant into the custody of the Department located in the City of Elkhorn, WI

NAME OF JUDGE

Hon. Michael S. Gibbs

DISTRICT ATTORNEY

James P. Martin, Asst. District Attorney

DEFENSE ATTORNEY

Judith R. Zuege

FILED
CIRCUIT COURT

MAR 11 1994

Clerk of Court, Walworth Co.
Penny, Truitt, Baumgardner & Co.
Deputy Clerk

Circuit Court Judge/Clerk of Court, District

Date Signed

FILED
CIRCUIT COURT

MAR 11 1994

Clerk of Courts, Walworth Co.
Penny True-Dauffenbach
Deputy Clerk

ID FORM
DJ-LE-249, Rev. 5/81

FINAL DISPOSITION REPORT

WISCONSIN CRIME INFORMATION BUREAU
P.O. Box 2718
Madison, Wisconsin 53701

(LEAVE BLANK)

SEE INSTRUCTIONS ON REVERSE SIDE AND IN
THE WISCONSIN IDENTIFICATION MANUAL

Court
Case/Docket # 93CF00258

FBI No. 13:

193923CA3



Check if FBI Fingerprint
card for this offense
submitted to FBI

FINAL DISPOSITION AND DATE:

Date

Note: If different, lesser or other
offense — clearly indicate.

3-11-94

Name on Fingerprint Card Submitted to WCIB NAME:

Last

First

Middle

LERETTE

SUZANE

NUR

If SID Unknown, Furnish:

Date of Birth: 11-18-60 SEX/RACE: F/W

Additional Information:

Convicted of one(1) count of
Utter Forged Writing/PTAC, Secs. 943.38(2)
939.05(1), Wis. Stats. Sentence Withheld;
Four(4) years probation - CONCURRENT with
current probation; Sixty(60) days jail time
with work release; Court costs; Restitution;
Eighty(80) hours of community service work;

WISCONSIN IDENTIFICATION NO. SID:

566619

Contributor of Fingerprints ORI:

WALWORTH COUNTY SHERIFF DEPT W10650000

Arresting Agency ORI:

WALWORTH COUNTY SHERIFF DEPT W10650000

Your No. OCA:

60964

Date Arrested or Received:

10-15-93

Date of Offense

10-15-93

OFFENSE REPORTED BY ARRESTING AGENCY:

Literal

PTAC / FORGERY

STATUTE/ORD. CIT

939.05(1)/943.38(2)

NCIC CODE

2589

OFFENSE FORMALLY CHARGED BY PROSECUTOR/DISTRICT
ATTORNEY

(If different from offense noted above)

Literal

STATUTE/ORD. CIT

NCIC CODE

If Conviction, Indicate:

☒ Felony ☐ Misdemeanor ☐ Non-Criminal (for forfeiture,
ordinance, etc.)

This Form Completed By:

(Agency, Name, Title, Date)

ORI: WI 065043J

Walworth County Clerk of Cts. 3-11-94

Agency

Date

Penny True-Dauffenbach Deputy Clerk
Name Title

Right Four Fingers Taken Simultaneously



STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF	:	
DISCIPLINARY PROCEEDINGS AGAINST	:	STIPULATION
SUZANNE N. LERETTE, L.P.N.,	:	94 NUR 136
RESPONDENT	:	

It is hereby stipulated between Suzanne N. LeRette, 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. LeRette's licensure by the Division of Enforcement (94 NUR 136). Ms. LeRette consents to the resolution of this investigation by stipulation and without the issuance of a formal complaint.

2. Ms. LeRette 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. LeRette is aware of her right to seek legal representation and has been provided an opportunity to obtain legal advice prior to signing this stipulation.

4. Ms. LeRette 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.

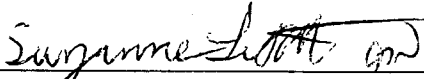
5. If the terms of this Stipulation are not acceptable to the Board, the parties shall not be bound by the contents of this Stipulation, and the matter shall be returned to the Division of Enforcement for further proceedings. In the event that this Stipulation is not accepted by the Board, the parties 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 Suzanne N. LeRette. If the Board accepts the Stipulation, Ms. LeRette's license shall be reissued in accordance with the terms of the attached Final

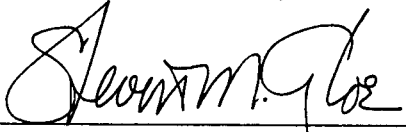
Decision and Order. If the Board does not accept this Stipulation, the license of Ms. LeRette shall be returned to her with a notice of the Board's decision not to accept the Stipulation.

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. LeRette in recommending the Board of Nursing adopt this Stipulation and issue the attached Final Decision and Order.


Suzanne N. LeRette, L.P.N.

12-21-94
Date


Steven M. Gloe, Attorney
Division of Enforcement

1.10.95
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:

JANUARY 11, 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.)



PDF: DE00000001852-19950106

Order Dates:

JAN 06, 1995

Respondent Names:

LERETTE, SUZANNE N., LPN

Complaint IDs:

94NUR136

Profession:

LICENSED PRACTICAL NURSE

Boards:

NUR

Short Description:

SUSPENDED INDEFINITELY. STAYED 3 MONTHS.

Case Summary:

FOUND GUILTY OF THEFT/MOVABLE PROPERTY; THEFT/FRAUDULENT USE OF A CREDIT CARD; UTTERING FORGED WRITING.

