

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING
IN THE MATTER OF THE DISCIPLINARY
PROCEEDINGS AGAINST:

GLADYS MARIE EDINBURGH, RN,
RESPONDENT

FINAL DECISION AND ORDER
LS0108071NUR

Division of Enforcement Case No. 99 NUR 193

The parties to this action for the purposes of section 227.53 of the Wisconsin statutes are:

Gladys Marie Edinburgh
9110 West Mill Road
Milwaukee WI 53225

Board of Nursing
PO Box 8935
Madison, WI 53708-8935

Department of Regulation and Licensing
Division of Enforcement
PO Box 8935
Madison, WI 53708-8935

The parties in this matter agree to the terms and conditions of the attached Stipulation, subject to the approval of the Board. The Board has reviewed this Stipulation and considers it acceptable.

In the interest of resolving this matter, Respondent neither admits nor denies the allegations against her and consents to the entry of the following Findings of Fact, Conclusions of Law and Order.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Gladys Marie Edinburgh, RN (D.O.B. 11/29/1935) is duly licensed as a registered nurse in the state of Wisconsin (license #76320). This license was first granted on 08/27/1980.
2. Ms. Edinburgh's most recent address on file with the Wisconsin Board of Nursing is 9110 West Mill Road, Milwaukee, WI 53225.
3. On or about September 14, 1999, Ms. Edinburgh was working as a licensed registered nurse at Milwaukee Catholic Home, 2330 North Prospect Avenue, Milwaukee, Wisconsin. On that date, her delivery of nursing care fell below minimal standards in the following respects:
 - a. Respondent falsely charted administration one of [1] 30 mg. Tablet of Diltiazem to RT, a resident assigned to her care.
 - b. Respondent falsely charted administration one of [1] 0.5 mg. Tablet of Lorazepam to RT, a resident assigned to her care.

- c. Respondent falsely charted administration of a 0.2 mg. Nitro patch to EU, a resident assigned to her care.
- d. Respondent falsely charted an Accu-Check for KH, a resident assigned to Respondent's care. Respondent had not performed an Accu-Check for this patient.
- e. Respondent initialed the treatment record for an oximetry reading for EU, a resident assigned to Respondent's care, but failed to enter the results of the oximeter check into the nursing notes for the resident.
- f. Respondent initialed the treatment record for an oximetry reading for PS, a resident assigned to Respondent's care, but failed to enter the results of the oximeter check into the nursing notes for the resident.
- g. Respondent failed to remove the eye patch for MB, a resident assigned to Respondent's care. The physician's orders for this resident provided for removal of the patch in the morning. Respondent charted that MB "refused to keep eye shield on."

CONCLUSIONS OF LAW

1. The Wisconsin Board of Nursing has jurisdiction over this matter, pursuant to sec. 441.07, Stats.
2. The Wisconsin Board of Nursing is authorized to enter into the attached stipulation, pursuant to sec. 227.44(5), Stats.
3. The conduct described in paragraph 3, above, violated sec. 441.07(1)(b)(c) and (d), Wis. Stats. and §§ N 7.03(1) and N 7.04(4) and (15), Wis. Adm. Code.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that the Wisconsin nursing license of Gladys Marie Edinburgh (license #28220) is LIMITED as follows:

Practice restrictions

1. Until otherwise ordered by the Board, Respondent shall practice only in settings where she works under direct supervision by another nurse or other licensed health care professional; and
2. Until otherwise ordered by the Board, Respondent shall refrain from nursing employment as a pool nurse, visiting nurse or home care provider.

Required reporting

3. For a period of at least one [1] year from the date of this Order, Respondent shall arrange for quarterly reports from her nursing employer(s) reporting the terms and conditions of her employment and evaluating her work performance. These reports shall be submitted to the Department Monitor in the Department of Regulation and Licensing Division of Enforcement.
4. Respondent shall notify the Department Monitor of any change of employment during the time in which this Order is in effect. Notification shall occur within fifteen (15) days of a change of employment and shall include an explanation of the reasons for the change. Respondent shall obtain approval from the Board prior to commencing work for a new nursing employer.

Department Monitor

5. The Department Monitor is the individual designated by the Board as its agent to coordinate compliance with the terms of this Order, including receiving reports and coordinating all requests for approval of education or other petitions. The Department Monitor may be reached as follows:

Department Monitor

Division of Enforcement

PO Box 8935

Madison, WI 53708-8935

TEL (608) 267-3817

Petition for modification of restrictions

6. Upon completion of: one [1] year of complete, successful and continuous compliance with the terms of this Order that includes one [1] year of nursing employment under the terms of this Order; Respondent may petition the Board 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.

Agency Caregiver Finding

7. If Respondent fails to fully and completely comply with all terms and conditions set forth above or if the Department receives a subsequent credible allegation against the respondent of abuse, neglect or misappropriation, the Department Monitor shall without further notice or hearing notify the Wisconsin Department of Health and Family Services that the findings set forth in this Order shall thereafter constitute an agency finding of neglect for the purposes of secs. 48.685 and 50.065, Wis. Stats. Respondent shall then REFRAIN from any nursing employment in any facility licensed by the Wisconsin Department of Health and Family Services until such time as Respondent successfully completes a rehabilitation review administered by DHFS.

SUMMARY SUSPENSION

8. Violation of any of the terms of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's license pursuant to the procedures set forth in Wis. Admin. Code RL Ch. 6. 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.

Effective date of Order

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

BOARD OF NURSING

By: Ann Brewer

11-1-01

On behalf of the Board

Date