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State Of Wisconsin

Before The Wisconsin Board Of Nursing

In The Matter Of Disciplinary Proceedings Against

LANE F. GARWELL,

FINAL DECISION AND ORDER

Respondent

LS0110046NUR

Division of Enforcement Case # NUR 211

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

Lane F. Garwell, R.N.

120 St. Lawrence Ave., Apt. 106

Janesville, 53545

Wisconsin 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 Wisconsin Board of Nursing received a Stipulation submitted by the parties to the above-captioned matter. The Stipulation, a copy of which is attached hereto, was executed by Lane F. Garwell, R.N., personally, and by Claudia Berry Miran, attorney for the Department of Regulation and Licensing, Division of Enforcement. Based upon the Stipulation of the parties, the Wisconsin Board of Nursing makes the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. Lane F. Garwell, R.N., was born September 26, 1951. Mr. Garwell's latest address on file with the Department of Regulation and Licensing is 120 St. Lawrence Ave., Apt. 106, Janesville, WI 53545.
2. Mr. Garwell is licensed to practice in the state of Wisconsin as a registered nurse pursuant to license #110710, which was first granted on September 11, 1992.
3. On October 27, 1998, Mr. Garwell failed to check the requisition number on a unit of blood against the number on the patient's identification band. As a result, a co-worker of Mr. Garwell's administered the wrong blood to the patient, who subsequently suffered a reaction but did survive.

CONCLUSIONS OF LAW

1. The Board of Nursing has jurisdiction in this matter pursuant to § 441.07 (1), Stats.
2. The Board of Nursing has the authority to resolve this disciplinary proceeding by Stipulation without an evidentiary hearing pursuant to § 227.44 (5), Stats.

3. The conduct described in paragraph 3, above, constitutes a violation of Wis. Admin. Code § N 7.03 (1)(a).

ORDER

NOW, THEREFORE, IT IS ORDERED that the stipulation of the parties is approved.

IT IS FURTHER ORDERED that:

1. Lane F. Garwell is hereby REPRIMANDED.
2. Mr. Garwell shall, within nine (9) months of the date of this order, submit documentation acceptable to the Board showing successful presentation of a nursing in-service on the subject of checking and administering blood. Mr. Garwell shall obtain approval from the Board of the outline for the in-service prior to its presentation.
3. The Department Monitor is the individual designated by the Board as its agent to coordinate compliance with the terms of this Order, including pre-approval of continuing education and receipt of all reports. The Department Monitor may be reached as follows:

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

The rights of a party aggrieved by this Final Decision and Order to petition the Wisconsin Board of Nursing for rehearing and to petition for judicial review are set forth in the attached "Notice of Appeal Information."

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

By: Ann Brewer

10-4-01

A Member of the Board

Date