

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF
DISCIPLINARY PROCEEDINGS AGAINST:

CINDY MITCHELL-LENSS, R.N., FINAL DECISION AND ORDER
RESPONDENT LS0201042NUR

01 NUR 211

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

Cindy Mitchell-Lenss
804 Spooner Court
De Pere, WI 54115

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 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. Cindy Mitchell-Lenss (dob: 04-17-55) is and was at all times relevant to the facts set forth herein a registered nurse licensed in the State of Wisconsin pursuant to license # 78031 . This license was first granted November 28, 1980.
2. On March 28, 2001, and while employed as a registered nurse in the emergency department of St. Vincent Hospital, Green Bay, Wisconsin, Respondent took a prescription order that had been prepared for Vicodin®, a controlled substance, but lacked a patient name from the emergency room for her personal use. Respondent entered her name on the prescription order and tried unsuccessfully to pass it at a pharmacy on April 5, 2001.
3. Following an evaluation at Professional Recovery Network on April 10, 2001, Respondent was diagnosed with opiate dependence and alcohol abuse. Respondent has participated in treatment for her condition at PRN and at Bellin Psychiatric Center. However, while in treatment Respondent tested positive for meperidine on July 22, 2001. Respondent did not have a prescription order for the drug.
4. Respondent is not currently practicing as a nurse, and tenders the voluntary surrender of her license to practice as a nurse in the state of Wisconsin.

CONCLUSIONS OF LAW

By the conduct described above, Cindy Mitchell-Lenss is subject to disciplinary action against her license to practice as a registered nurse in the state of Wisconsin, pursuant to Wis. Stats. sec. 441.07(1)(b) and (d) and Wis. Adm. Code sec. N 7.03(2) and N 7.04(1), (2) and (15).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED:

1. The stipulation of the parties is accepted.
2. The VOLUNTARY SURRENDER by Cindy Mitchell-Lenss of her license to practice as a registered nurse in the state of Wisconsin is accepted.
3. In the event Respondent shall ever re-apply for a license to practice as a nurse in the state of Wisconsin, she shall, in addition to all other requirements for licensure, demonstrate to the satisfaction of the Board of Nursing that she does not have a chemical dependence, and that she can safely and reliably perform nursing functions.
4. This Order shall become effective upon the date of its signing.

WISCONSIN BOARD OF NURSING

By: Linda M. Sanner 1-4-02
Board Chair Date