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STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF
DISCIPLINARY PROCEEDINGS AGAINST

JOHN JOSEPH ALLEN, RN,

Respondent

ORDER GRANTING STAY

On September 1, 2000, the Board of Nursing issued its Final Decision and Order in the above-captioned matter. By the terms of the board's order, respondent's license to practice as a registered nurse in Wisconsin was suspended for an indefinite period, with provision for successive three-month stays of the suspension conditioned upon compliance with certain conditions and limitations on the license. Among these were that respondent participate in a recognized program for the treatment of chemical dependency, that he participate in psychotherapy a minimum of once each week, and that he participate in program of random witnessed monitoring for controlled substances and alcohol in his blood or urine on a frequency of not less than once per week.

On January 12, 2001, the board considered evidence that Mr. Allen had relapsed within the preceding three months, and denied a further stay by its Order dated February 6, 2001.

On April 6, 2001, the board granted Mr. Allen's request for reinstatement of the stay based upon his full compliance with the board's Order during the preceding three month period.

On July 9, 2001, the board granted Mr. Allen's request for a further three month stay of the suspension.

On August 2, 2001, the board considered evidence that, following surgery, Mr. Allen was unable to resume being drug free after his postoperative exposure to narcotics. Accordingly, the board considered itself to have no alternative but to suspend the license, and to permit petition for a further stay only upon satisfactory demonstration by Mr. Allen that he had fully complied with the board's Order during the preceding three month period.

On January 4, 2002, the board considered Mr. Allen's petition for reinstatement of the stay of suspension, Based upon irregularities in Mr. Allen's drug screens, both in terms of

substances screened for and the manner in which screens are conducted, the board again denied the stay.

On January 10, 2003, the board considered Mr. Allen's renewal of his petition for reinstatement of the stay. Based upon all information of record herein, the board orders as follows:

ORDER

NOW, THEREFORE, IT IS ORDERED that the suspension of the license of John Joseph Allen, RN, to practice as a professional nurse in the State of Wisconsin, is hereby stayed for a period of three months.

Dated this 16th day of January 2003.

STATE OF WISCONSIN
BOARD OF NURSING

Linda M. Sanner, RN.,
Chair