

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



Wisconsin Department of Regulation & Licensing Access to the Public Records of the Reports of Decisions

This Reports of Decisions document was retrieved from the Wisconsin Department of Regulation & Licensing website. These records are open to public view under Wisconsin's Open Records law, sections 19.31-19.39 Wisconsin Statutes.

Please read this agreement prior to viewing the Decision:

- The Reports of Decisions is designed to contain copies of all orders issued by credentialing authorities within the Department of Regulation and Licensing from November, 1998 to the present. In addition, many but not all orders for the time period between 1977 and November, 1998 are posted. Not all orders issued by a credentialing authority constitute a formal disciplinary action.
- Reports of Decisions contains information as it exists at a specific point in time in the Department of Regulation and Licensing data base. Because this data base changes constantly, the Department is not responsible for subsequent entries that update, correct or delete data. The Department is not responsible for notifying prior requesters of updates, modifications, corrections or deletions. All users have the responsibility to determine whether information obtained from this site is still accurate, current and complete.
- There may be discrepancies between the online copies and the original document. Original documents should be consulted as the definitive representation of the order's content. Copies of original orders may be obtained by mailing requests to the Department of Regulation and Licensing, PO Box 8935, Madison, WI 53708-8935. The Department charges copying fees. *All requests must cite the case number, the date of the order, and respondent's name as it appears on the order.*
- Reported decisions may have an appeal pending, and discipline may be stayed during the appeal. Information about the current status of a credential issued by the Department of Regulation and Licensing is shown on the Department's Web Site under "License Lookup." The status of an appeal may be found on court access websites at: <http://ccap.courts.state.wi.us/InternetCourtAccess> and <http://www.courts.state.wi.us/wscca>.
- Records not open to public inspection by statute are not contained on this website.

By viewing this document, you have read the above and agree to the use of the Reports of Decisions subject to the above terms, and that you understand the limitations of this on-line database.

Correcting information on the DRL website: An individual who believes that information on the website is inaccurate may contact the webmaster at web@drl.state.wi.gov

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF
DISCIPLINARY PROCEEDINGS AGAINST

TONI LEE McGRATH, LPN,

Respondent

ORDER DENYING STAY OF SUSPENSION

On May 3, 2001, 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. The Order provided that the suspension was stayed for a period of three months, with provision for successive stays conditioned upon respondent's compliance with certain conditions and limitations on her license. Included among these were that respondent participate in an approved drug and alcohol treatment program, that she participate in therapy at least once per week, and that she attend AA or NA on at least a weekly basis. Respondent was also required to participate in a drug screening program consisting of at least two screens per month.

On October 4, 2001, the board considered evidence that Ms. McGrath had not been in compliance with the limitations on her license during the preceding three month period. Accordingly, the board denied a further stay by its Order dated October 11, 2001.

On November 1, 2001, the board considered Ms. McGrath's petition for reinstatement of the stay. The board denied the petition, stating: "No further petition by Ms. McGrath will be considered by the board until she is able to demonstrate full compliance with the board's May 3, 2001, Final Decision and Order for the preceding three months.

On February 1, 2002, the board considered Ms. McGrath's request for a further stay of the suspension. Again, the board was confronted with evidence that Ms. McGrath is not fully compliant with the board's Order. Accordingly, the board again denied the stay.

On September 5, 2003, the board again considered Ms. McGrath's request for reinstatement of the stay. Because the board requires Ms. McGrath to appear prior to further consideration of the request, the board orders as follows:

ORDER

NOW, THEREFORE, IT IS ORDERED that the license of Toni Leigh McGrath, LPN, shall remain suspended. She may appear before the board at its meeting of October 3, 2003, in support of her request for reinstatement.

Dated this 9th day of September, 2003.

STATE OF WISCONSIN
BOARD OF NURSING

Linda Sanner, RN
Chair