

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

Before The Wisconsin Board Of Nursing

In The Matter Of Disciplinary Proceedings Against :
ORDER : FINAL DECISION AND
Mary A. Cisewski, R.N., : LS0311075NUR
Respondent. :

Division of Enforcement Case #99 NUR 75

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

Mary A. Cisewski, R.N.

3526 North Chippewa Street

Appleton, WI 54911-1068

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 Mary A. Cisewski, R.N., personally and by her attorney, Linda L. Harfst, 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. Mary A. Cisewski, R.N., was born May 20 20, 1949. Ms. Cisewski’s latest address

on file with the Department of Regulation and Licensing is 3526 North Chippewa Street, Appleton, WI 54911-1068.

2. Ms. Cisewski is licensed to practice in the state of Wisconsin as a registered nurse pursuant to license #94283, which was first granted on August 22, 1986.

3. Ms. Cisewski was employed at Oshkosh State Correctional Institution (OSCI) at the time of the incidents in question. She is currently on leave of absence.

4. On April 13, 1998, patient FF came to the Health Services Unit (HSU) at OSCI for routine assistance with his blood sugar tests and insulin injections. FF was 68 years old, and had a history of type II diabetes, COPD with asthma, gastritis, hypertension, and questionable cerebral function due to atherosclerosis. He was known to have problems with compliance and was often belligerent and mentally confused. Ms. Cisewski charted that FF's inmate aide reported that FF was not taking Resource, his nutritional supplement drink. He was having periods of forgetfulness and loss of balance, and that he tended to stare off and forget what he was doing. Her assessment was that she suspected transient ischemic attack, dehydration, and poor nutrition. Her plan was to speak to the nurse practitioner.

5. The nurse practitioner ordered blood lab work for the next day.

6. On April 14, 1998, Ms. Cisewski charted that the aide reported that FF's food intake was very poor and his fluid intake was minimal. She observed that he had a flat affect and his balance was unstable. She assessed that he was "Unstable". Her plan was for the Nurse Practitioner to examine him on 4-15-98. She did not communicate the need for follow-up to the Nurse Practitioner.

7. The next day Ms. Cisewski assisted patient FF with his blood sugar tests and insulin injections. She did not chart her interaction with FF.

8. On April 16, 1998, at 1500, Ms. Cisewski charted that the inmate was eating and drinking very poorly and that she prodded him to drink 8 oz. of Resource. She also charted that the aide reported that the inmate continues to chew part of his foods & then spit it out, and that the inmate drank 2 glasses of water that day. She observed that his affect was flat and his color was pale and dull. She encouraged him to increase fluid & food intake, but did not order monitoring of his fluid input and output.

9. Ms. Cisewski assisted patient FF with his blood sugar tests and insulin injections on April 17. She did not chart her interaction and assessment of FF.

10. Ms. Cisewski did not work on April 18 or 19.

11. On April 20, 1998, the nurse practitioner saw FF and immediately transferred him

to UW Hospital, where he was admitted for treatment of severe metabolic acidosis and acute renal failure. FF died on April 22, 1998, when he went into respiratory distress and cardiac arrest while at UW Hospital.

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. Failing to observe the conditions, signs and symptoms of a patient, record them, or report significant changes to the appropriate person, as stated in paragraphs 6, 7, 8, and 9 above, constitutes negligence under Wis. Adm. Code § N 7.03 (1) (c).

ORDER

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

IT IS FURTHER ORDERED that:

1. The license of Mary A. Cisewski is hereby LIMITED as follows:
 - a. Ms. Cisewski shall practice only under the direct supervision of a licensed professional nurse or other licensed health care professional approved by the Board or in a work setting pre-approved by the Board or its designated agent.
 - b. Ms. Cisewski shall arrange for her employer to provide formal written reports to the Department Monitor in the Department of Regulation and Licensing, Division of Enforcement, P.O. Box 8935, Madison, Wisconsin 53708-8935 on a quarterly basis for two years after the effective date of this order, as directed by the Department Monitor. These reports shall assess Ms. Cisewski's work performance.
 - c. Ms. Cisewski shall report to the Board any change of employment status, residence, address or telephone number within five (5) days of the date of a change.
 - d. Ms. Cisewski shall furnish a copy of this Order to all present employers immediately upon issuance of this Order, and to any prospective employer when respondent accepts employment as a health care provider.

2. Ms. Cisewski shall, not later than sixty (60) days following the effective date of this order, pay to the Department \$200 toward the costs of the investigation, pursuant to § 440.22, Stats.

3. Due to medical reasons, Ms. Cisewski is not currently actively practicing as a registered nurse. Ms. Cisewski shall, within six (6) months from the date Ms. Cisewski becomes actively employed as a registered nurse, submit documentation acceptable to the Board

showing successful completion of continuing education in the following areas:

- a. Assessment, 16 hours;
- b. Patient Rights, 4 hours; and
- c. Diabetes, 16 hours.

4. Ms. Cisewski shall obtain pre-approval of one or more courses from the Board or its designated agent before she takes the course(s) in fulfillment of this requirement.

5. 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) 267-3817

6. Ms. Cisewski may petition the Board for modification of the terms of this limited license. Denial of the petition in whole or in part shall not be considered a denial of a license within the meaning of § 227.01(3)(a), Stats., and Ms. Cisewski shall not have a right to any further hearings or proceedings on any denial in whole or in part of the petition for modification of the limited license.

7. After two years of continuous active professional practice under this Order, Ms. Cisewski may petition the Board for a termination of all limitations on the license, and restoration of an unlimited license. Such restoration shall be in the sole discretion of the Board, and denial of the petition in whole or in part shall not be considered a denial of a license within the meaning of § 227.01(3)(a), Stats., and Ms. Cisewski shall not have a right to any further hearings or proceedings on any denial in whole or in part of the petition for termination of the limitations and restoration of unlimited licensure.

8. Ms. Cisewski shall be responsible for all costs and expenses incurred in conjunction with the monitoring, supervision, education and any other expenses associated with compliance with the terms of this Order.

IT IS FURTHER ORDERED that if Ms. Cisewski does not comply with all terms (including the time period for completion of continuing education) of this Final Decision and Order of the Wisconsin Board of Nursing, the Board may take further legal action pursuant to Wis. Stats. § 441.07 or in other legal proceedings to enforce remedies available to the Board of Nursing.

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: Linda Sanner
A Member of the Board

11-7-03
Date