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STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF THE LICENSE OF	:	
	:	FINAL DECISION & ORDER
ASZANI S. KUNKLER, R.N.	:	FOR REMEDIAL EDUCATION
	:	LS0412094NUR

The parties to this proceeding for purposes of Wis. Stat. § 227.53 are:

Aszani S. Kunkler, R.N.
6827 Phil Lewis Way
Middleton, WI 53562

Wisconsin Board of Nursing
1400 East Washington Ave.
P.O. Box 8935
Madison, WI 53708-8935

Department of Regulation and Licensing
Division of Enforcement
1400 East Washington Ave.
P.O. Box 8935
Madison, WI 53708-8935

PROCEDURAL HISTORY

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 of Nursing (“Board”). The Board has reviewed the attached Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Aszani S. Kunkler, R.N., (D.O.B. 12/29/1958) is duly licensed as a registered nurse in the state of Wisconsin (license #30-117907). This license was first granted on September 2, 1994. Respondent obtained Wisconsin licensure as a nurse midwife on June 21, 2001 (license #137182) and obtained Wisconsin certification as an advanced practice nurse prescriber (certificate #2202) on February 4, 2003.
2. Respondent’s most recent address on file with the Wisconsin Board of Nursing is 6827 Phil Lewis Way, Middleton, WI 53562.
3. On exact dates unknown, but beginning on or about July 1, 2002 and continuing through September 7, 2002, Respondent worked as a substitute nurse midwife with Community Nurse Midwives, 2409 White Oak Terrace, Oregon, Wisconsin.
4. On or about September 7, 2002, Respondent performed a post partum home visit to assess infant A. During the course of this visit, Respondent attempted to weigh the infant using a sling scale. During the weighing procedure one of the rings of the sling slid off the scale and the baby was dropped to the floor.
5. In resolution to this matter, Respondent consents to issuance of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Wisconsin Board of Nursing has jurisdiction in this proceeding pursuant to Wis. Stat. § 441.07.
2. The Wisconsin Board of Nursing has authority to resolve this proceeding by stipulation without an evidentiary hearing pursuant to Wis. Stat. § 227.44(5).

REMEDIAL ORDER FOR EDUCATION

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. Aszani S. Kunkler, R.N., shall, within six (6) months from the date of this Final Decision and Order, submit acceptable documentation of successful completion of at least six (6) hours of continuing education pre-approved by the Board or of other training pre-approved by the Board in the areas of nursing ethics and legal responsibilities and at least six (6) hours of continuing education pre-approved by the Board or other training pre-approved by the Board in the areas of care and assessment of the newborn. Acceptable documentation of completion of continuing education shall include: certification from the sponsoring organization as well as a statement signed by respondent verifying her attendance at the course and completion of course requirements.
2. The Department Monitor is the individual designated by the Board as its agent to coordinate compliance with the terms of this Order, including receiving reports and coordinating all requests for approval of education or other petitions. The Department Monitor may be reached as follows:

Department Monitor
Department of Regulation and Licensing
Division of Enforcement
1400 East Washington Avenue
P.O. Box 8935
Madison, Wisconsin 53708-8935

3. Aszani S. Kunkler, R.N. will be responsible for paying the full cost of attendance at these courses.

IT IS FURTHER ORDERED that:

4. Aszani S. Kunkler, R.N. shall, within ninety (90) days from the date of this Order, pay costs of this proceeding in the amount of five hundred dollars (\$500.00). Payment shall be made payable to the Wisconsin Department of Regulation and Licensing, and mailed to:

Department Monitor
Division of Enforcement
Department of Regulation and Licensing
P.O. Box 8935
Madison, WI 53708-8935

5. In the event Aszani S. Kunkler, R.N. fails to timely pay costs as ordered or fails to comply with the ordered continuing education, Respondent's license (#30-117907) SHALL BE SUSPENDED, without further notice or hearing, until Respondent has complied with the terms of this Order. The Board or its designee will remove the suspension, if provided with sufficient information that Respondent is in compliance with the Order and that it is inappropriate for the suspension to remain in effect. The Board in its discretion may impose additional conditions and limitations for a violation of any of the terms of this Order.
6. Aszani S. Kunkler, R.N. is responsible for compliance with all of the terms and conditions of this Final Decision and Order.

7. This Order is effective on the date of its signing.

BOARD OF NURSING

Jacqueline Johnsrud
A Member of the Board

12-9-2004
Date