

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF THE DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	
	:	FINAL DECISION AND ORDER
MARY E. WROBEL, R.N.,	:	LS0509081NUR
RESPONDENT.	:	

[Division of Enforcement Case # 02 NUR 307]

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

Mary E. Wrobel
9446 70th Street
Kenosha, WI 53142

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

Wisconsin Board of Nursing
Department of Regulation and Licensing
1400 East Washington Avenue
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. 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. Mary E. Wrobel, R.N., Respondent, date of birth January 24, 1963, is licensed by the Wisconsin Board of Nursing as a registered nurse in the state of Wisconsin pursuant to license number 94541, which was first granted on August 22, 1986.

2. Respondent's most recent address on file with the Department of Regulation and Licensing is 9446 70th Street Kenosha, WI 53142.

3. Between October 8, 2001 and September 18, 2002, Respondent was an employee of Horizon Home Care and Hospice (Horizon) in Brown Deer, Wisconsin. When Respondent stopped working for Horizon, she filed a request to be paid for at least four weeks of home care visits. Respondent, however, did not submit the requisite patient records and documentation Horizon needed to pay Respondent. After Horizon requested the patient records several times, Respondent turned in 115 "Nursing Visit Reports" to Horizon. Over seventy percent of the reports contained gross inconsistencies and indicated that Respondent was visiting two or three patients at once, but in different locations.

4. In resolution of this matter, Respondent consents to the issuance of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Wisconsin Board of Nursing has jurisdiction to act in this matter pursuant to Wis. Stat. § 441.07 and is authorized to enter into the attached Stipulation and Order pursuant to Wis. Stat. § 227.44(5).

2. The conduct described in Finding of Fact 3, above, constitutes a violation of Wis. Adm. Code §§ N 7.04 (6) and (15), and Wis. Stat. § 441.07(1)(d).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED:

1. Respondent, Mary E. Wrobel, R.N., is hereby REPRIMANDED for the above conduct.

2. Respondent's license to practice as a registered nurse is hereby LIMITED, as follows:

Required Reporting

3. At the present time, Respondent is not employed in nursing. For a period of at least one [1] year from the date Respondent begins employment as a registered nurse, Respondent shall arrange for quarterly reports from her nursing employer(s) reporting the terms and conditions of her employment and evaluating her work performance. These reports shall be submitted to the Department Monitor in the Department of Regulation and Licensing Division of Enforcement.

4. Respondent shall notify the Department Monitor of any change of employment during the time in which the Order is in effect. Notification shall occur within fifteen [15] days of a change of employment and shall include an explanation of the reasons for the change.

5. Respondent shall report to the Board any change in employment status, change of residence address or phone number, within five [5] days of any such change.

Reporting by Respondent

6. Respondent shall be responsible for compliance with all of the terms and conditions of this Final Decision and Order. It is the responsibility of Respondent to promptly notify the Department Monitor of any violation or potential violation of any of the terms and conditions of this Order.

Practice Restrictions

7. Until otherwise ordered by the Board of Nursing:

a. Respondent shall practice only in settings where she works under supervision acceptable to and pre-approved by the Board;

b. Within thirty [30] days of the date of this Order, Respondent shall, at Respondent's own expense, undergo a psychological evaluation by a mental health professional who is pre-approved by the Board of Nursing and follow the recommendations in the evaluation. Respondent shall provide a copy of the evaluation to the Department.

c. Within one [1] year of the date of this Order, Respondent shall take and successfully complete a continuing education course in basic record documentation which has been pre-approved by the Board.

d. Respondent shall not perform any home health care or pool nursing.

Payment of Costs

8. Respondent shall, within one year of the date of this Order, pay to the Department of Regulation and Licensing costs of this proceeding in the amount of \$700.00 pursuant to Wis. Stat. § 440.22(2). Payment shall be made payable to the Wisconsin Department of Regulation and Licensing and mailed or delivered to the Department Monitor.

Department Monitor

9. The Department Monitor is the individual designated by the Board as its agent to coordinate compliance with the

terms of this Order. The Department Monitor may be reached as follows:

Department Monitor
Department of Regulation and Licensing
Division of Enforcement
1400 East Washington Ave.
P.O. Box 8935
Madison, WI 53708-8935
Fax (608) 266-2264
Telephone (608) 267-3817

Termination of Restrictions

10. Upon completion of: one [1] year of complete, successful and continuous compliance with the terms of this Order that includes one [1] year of nursing employment under the terms of this Order; Respondent may petition the Board to revise or eliminate any of the above conditions. Denial in whole or in part of a petition under this paragraph shall not constitute denial of a license and shall not give rise to a contested case within the meaning of Wis. Stats. §§ 227.01(3) and 227.42.

Suspension

11. Violation of any of the terms of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's license. The Board in its discretion may in the alternative impose additional conditions and limitations or other additional discipline for a violation of any of the terms of this Order. In the event Respondent fails to pay costs as ordered or fails to comply with the ordered continuing education, Respondent's license SHALL BE SUSPENDED without further notice or hearing until Respondent has complied with the terms of this Order.

Effective Date of Order

12. This Order shall become effective upon the date of its signing.

BOARD OF NURSING

By: Jacqueline Johnsrud, RN MS
A Member of the Board

11/10/05
Date