

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN  
BEFORE THE SOCIAL WORKER SECTION  
MARRIAGE AND FAMILY THERAPY, PROFESSIONAL COUNSELING  
AND SOCIAL WORK EXAMINING BOARD

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IN THE MATTER OF THE DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	
	:	FINAL DECISION AND ORDER
ROSE MARIE DRYDEN, C.S.W.,	:	LS0602013SOC
RESPONDENT.	:	

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[Division of Enforcement Case # 04 SOC 070]

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

Rose Marie Dryden, C.S.W.  
538 S. Pelham Street  
Rhineland, WI 54501

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

Social Worker Section  
Marriage and Family Therapy, Professional Counseling  
and Social Work Examining Board  
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 Social Worker Section. The Section has reviewed this Stipulation and considers it acceptable.

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

FINDINGS OF FACT

1. Rose Marie Dryden, C.S.W., Respondent, date of birth November 28, 1961, was certified by the Social Worker Section as a social worker in the state of Wisconsin pursuant to license number 3668, which was first granted June 9, 1994.
2. Respondent received a Bachelor of Arts degree in social work from the University of Northern Iowa in Cedar Falls, Iowa on August 1, 1985. Respondent was granted certification pursuant to the grandparenting provisions of 1991 Wisconsin Act 160, § 21(2)(a)1. For this reason, Respondent did not take the examination otherwise required for certification.
3. Respondent, for personal reasons, elected not to renew her certification when it expired June 30, 2005. Respondent's certification remains expired.
4. Respondent's last address reported to the Department of Regulation and Licensing is 538 S. Pelham Street Rhineland, WI 54501.
5. Respondent suffers from various medical conditions, including a seizure disorder and memory problems resulting from contracting viral encephalitis in December 2001. Respondent's condition can impair her ability to safely and

appropriately practice as a social worker. Respondent worked as a social worker at Friendly Village, a nursing home in Rhinelander, Wisconsin, until October 27, 2004.

### CONCLUSIONS OF LAW

1. The Social Worker Section of the Wisconsin Marriage and Family Therapy, Professional Counseling and Social Work Examining Board has jurisdiction over this matter pursuant to Wis. Stat. § 457.26(2) and has authority to enter into this stipulated resolution pursuant to Wis. Stat. § 227.44(5).

2. Respondent, by practicing while she had a condition which impaired her ability to appropriately carry out her functions as a social worker, violated Wis. Adm. Code § MPSW 20.02(9), and is subject to the following Order pursuant to Wis. Stat. § 457.26(2)(f).

### ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED:

1. Respondent's certification as a social worker shall not be renewed and Respondent shall not be granted any other credential by the Section, except under the following conditions:

a. Respondent shall meet all requirements which are then required by statute and administrative rule for that certificate or other credential.

b. Respondent shall have paid the costs of this proceeding in the amount of \$620.00 to the Department of Regulation and Licensing, pursuant to Wis. Stat. § 441.22(2).

c. Respondent shall inform the Section of all facilities and health care providers from whom she has received evaluations or treatment since December 2001 for any physical and psychological conditions and shall provide the Section with releases which allow the Section to obtain those records and speak with those providers.

d. Respondent shall be evaluated by a health care professional approved by the Section to determine if Respondent has any condition which impairs her ability to safely and appropriately practice under the credential.

e. It shall be in the sole discretion of the Section whether to renew Respondent's certificate or grant any other credential, with or without limitations.

f. If Respondent believes that the Section's denial of renewal or credential is inappropriate or that any limitation imposed by the Section is inappropriate, Respondent may seek a class 1 hearing pursuant to Wis. Stat. § 227.01(3)(a) in which the burden shall be on Respondent to show that the Section's decision is arbitrary or capricious. The denial of renewal or credential or limitations on Respondent's certificate or other credential shall remain in effect until there is a final decision in Respondent's favor on the issue.

2. All requests, notices and payments required by this Order shall be mailed, faxed or delivered to:

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

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

Social Worker Section  
Wisconsin Marriage and Family Therapy,  
Professional Counseling and Social Work Examining Board

By: Mary Jo Walsh  
A Member of the Section

02/01/2006  
Date