

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

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IN THE MATTER OF :  
DISCIPLINARY PROCEEDINGS AGAINST :  
 :  
ANGIE M. NEAL, R.N., : FINAL DECISION AND ORDER  
RESPONDENT. : LS # 0612203 NUR  
 :

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Division of Enforcement Case # 06 NUR 357

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

Angie M. Neal, R.N.  
2726 Hazelwood Lane  
Green Bay, WI 54304

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

Board of Nursing  
Department of Regulation & Licensing  
1400 East Washington Avenue  
P.O. Box 8935  
Madison, WI 53708-8935

PROCEDURAL HISTORY

A disciplinary proceeding was commenced in this matter by the filing of a Notice of Hearing and Complaint with the Board of Nursing on November 16, 2006. Prior to the hearing on the Complaint, the parties in this matter agreed to the terms and conditions of the attached Stipulation as the final disposition of this matter, subject to the approval of the Board. 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. Angie M. Neal, R.N., (DOB 04/16/1979) is duly licensed as a registered nurse in the State of Wisconsin (license # 30-140174). This license was first granted on March 6, 2002.
2. Respondent's most recent address on file with the Wisconsin Board of Nursing is 2726 Hazelwood Lane, Green Bay, Wisconsin, 54304.
3. In or about November, 2004, the Department of Regulation and Licensing received a complaint that Respondent was addicted to hydrocodone, and that she had visited multiple physicians in order to get multiple hydrocodone prescriptions, she forged a prescription on at least one occasion, and she falsely indicated that medications had been stolen in order to get additional medications.

4. In or about December 20, 2004, Respondent signed an Agreement for Participation in the Impaired Professionals Procedure at the Department of Regulation and Licensing. She acknowledged a history of alcoholism, cannabis use, and a dependency on hydrocodone. She also acknowledged the need for treatment for chemical dependency and agreed, among other things, to remain free from alcohol, controlled substances and prescription drugs not prescribed for a valid medical purpose.

5. In May and June, 2006, Respondent had positive drug screens for Nordiazepam, Oxazepam, and Temazepam.

6. In or about August and September, 2006, Respondent was working as a triage nurse at Previa Clinic in Green Bay, Wisconsin. She used her access to patient records, granted to her to fulfill her responsibilities as a triage nurse, to document false contacts in patient records and order hydrocodone in those patients' names. She altered patient records to insert her own cell phone number for patient contact numbers. Then she picked up the hydrocodone she had ordered, falsely representing herself, both on the telephone and in person, to be patients or patient family members. At times she paid cash for the prescriptions, and at times she billed the drugs to the patients' insurance. Such transactions included the following:

- (a) August 17, 2006: Patient T.W., 30 pills, patient's insurance billed
- (b) August 18, 2006: Patient T.W., 30 pills, cash paid
- (c) August 22, 2006: Patient J.K., 40 pills, cash paid
- (d) August 30, 2006: Patient P.S., 28 pills, patient's insurance billed
- (e) August 30, 2006: Patient S.B., 20 pills, patient's insurance billed
- (f) September 1, 2006: Patient S.C., 60 pills, cash paid
- (g) September 2, 2006: Patient P.B., 30 pills, billing status unknown
- (h) September 8, 2006: Patient P.S., attempted refill, not granted.

7. In or about October, 2006, the Board of Nursing removed Respondent from the Impaired Professionals Procedure for substantial violations of her Agreement for Participation.

### 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 paragraphs 3 -7 above constitutes a violation of Wisconsin Administrative Code §§ N 7.03(1) and (2) and N 7.04(1), (2), and (12) and subjects Respondent to discipline pursuant to Wis. Stat. §§ 441.07(1)(c) and (d).

### ORDER

IT IS ORDERED:

1. The stipulation of the parties is approved.

2. The Board of Nursing accepts the surrender of the license of Angie M. Neal, R.N. (license # 30-140174), to practice as a nurse in the State of Wisconsin and the surrender of her privilege to practice in Wisconsin pursuant to the Multi-state Nurse Licensure Compact.

3. In the event that Ms. Neal re-applies for Wisconsin licensure as a nurse in the future, the Board may enter an order denying such application without further notice or hearing.

4. This Order constitutes a finding of an agency pursuant to Wis. Stats. §§ 48.685 and 50.065. Should Respondent wish to work in a Wisconsin DHFS-licensed facility, she will need to pass a Rehabilitation Review through DHFS prior to commencement of such employment.

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

Dated at Madison, Wisconsin this 1<sup>st</sup> day of March, 2007.

Board of Nursing

By: Marilyn Kaufmann

A Member of the Board

IN THE MATTER OF :  
DISCIPLINARY PROCEEDINGS AGAINST :  
 :  
ANGIE M. NEAL, R.N., :  
RESPONDENT. :

STIPULATION  
LS # 0612203 NUR

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Division of Enforcement Case # 06 NUR 357

Angie M. Neal, R.N., personally on her own behalf, and Jeanette Lytle, attorney for the Department of Regulation and Licensing, Division of Enforcement, stipulate:

1. This Stipulation is entered into as a result of a pending formal disciplinary proceeding involving Respondent's licensure by the Wisconsin Board of Nursing. Respondent consents to the resolution of this formal disciplinary proceeding by stipulation.

2. Respondent understands that by signing this Stipulation she voluntarily and knowingly waives her rights, including: the right to a hearing on the allegations against her, at which time the state has the burden of proving those allegations by a preponderance of the evidence; the right to confront and cross-examine the witnesses against her; the right to call witnesses on her behalf and to compel their attendance by subpoena; the right to testify herself; the right to file objections to any proposed decision and to present briefs or oral arguments to the officials who are to render the final decision; the right to petition for rehearing; and all other applicable rights afforded to her under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and any other provisions of state or federal law.

3. Respondent has been provided an opportunity to obtain the advice of legal counsel prior to signing this stipulation.

4. Respondent agrees to voluntarily surrender her license to practice as a registered nurse in the State of Wisconsin, as well as her privilege to practice pursuant to the Multi-State Nurse Licensure Compact. Respondent agrees that she will not reapply for Wisconsin licensure as a nurse at any time in the future. In the event that Respondent does in fact apply for Wisconsin licensure as a nurse, the Board may deny that application based upon this stipulation, without further notice or hearing, and Respondent hereby expressly waives all rights to a hearing on any such denial or limitation.

5. Respondent agrees to the adoption of the attached Final Decision and Order by the Board of Nursing. The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent waives all rights to any appeal of the Board's order, if adopted in the form as attached.

6. If the terms of this Stipulation are not acceptable to the Board, the parties shall not be bound by the contents of this Stipulation, and the matter shall be returned to the Division of Enforcement for further proceedings. In the event that this Stipulation is not accepted by the Board, the parties agree not to contend that the Board has been prejudiced or biased in any manner by consideration of this attempted resolution.

7. The parties to this Stipulation agree that the attorney or other agent for the Division of Enforcement and any member of the Board of Nursing ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of the Respondent or her attorney, for purposes of speaking in support of this agreement and answering questions that any member of the Board may have in connection with the Board's deliberations on the Stipulation. Additionally, any such Board advisor may vote on whether the Board should accept this Stipulation and issue the attached Final Decision and Order.

8. Respondent is informed that should the Board adopt this Stipulation, the Board's final decision and order is a

public record and will be published in accordance with standard Department procedure.

9. Respondent is further informed that should the Board adopt this Stipulation, the Board's Final Decision and Order would constitute an agency finding within the meaning of Wis. Stats. §§ 48.685 and 50.065. Should Respondent wish to work in a Wisconsin DHFS-licensed facility, he will need to pass a Rehabilitation Review through DHFS prior to commencement of such employment.

10. The Division of Enforcement joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.

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Angie M. Neal, R.N.  
2726 Hazelwood Lane  
Green Bay, WI 54304

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Date

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Jeanette Lytle, Attorney  
Division of Enforcement  
Wisconsin Department of Regulation and Licensing  
P.O. Box 8935  
Madison, WI 53708-8935

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Date