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IN THE MATTER OF :
DISCIPLINARY PROCEEDINGS AGAINST : **FINAL DECISION AND ORDER**
:
JESSICA L. SPARRGROVE, R.N., : LS0703023NUR
RESPONDENT. :

Division of Enforcement Cases 05 NUR 202, 06 NUR 61

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

Jessica L. Sparrgrove, RN
17765 Circle Dr.
Boscobel, WI 53805-9251

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

PROCEDURAL HISTORY

A disciplinary proceeding was commenced in this matter by the filing of a Notice of Hearing and Complaint with the Board on 3/2/07. 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. Jessica Lynn Sparrgrove (dob: 8/28/81) is and was at all times relevant to the facts set forth herein a professional nurse licensed in the State of Wisconsin pursuant to license #148460. This license was first granted 7/13/04. She has an inactive license in Iowa, #108945, which expired 8/15/05.
2. On or about 7/18/05, and while employed as a professional nurse at the Fennimore Community Good Samaritan Center, a nursing home, Respondent diverted eight tablets of an oxycodone product which is a Schedule II Controlled Substance, from the facility's contingency box, for her personal use. Respondent represents to the Board that she did so in an attempt to alleviate mid level back pain associated with scoliosis.
3. Respondent has been treated for addiction to crack cocaine in May, 2004; she stated upon admission that she had been using this Schedule I controlled substance since September, 2003, and had been drinking alcohol to the point of intoxication, on weekends. At that time, metabolites of marijuana were also found to be in her urine; Respondent admitted occasional casual use of this Schedule I controlled substance.

CONCLUSIONS OF LAW

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

B. The conduct described in paragraphs 2 through 3, above, violated Wis. Adm. Code §§ N 7.03(2) and N 7.04(1), (2) and (15). Such conduct constitutes unprofessional conduct within the meaning of the Code and statutes.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that the attached Stipulation is accepted.

IT IS FURTHER ORDERED, effective the date of this Order, the SURRENDER of the license to practice nursing of Jessica L. Sparrgrove, R.N., is ACCEPTED. Respondent shall not practice nursing in Wisconsin, including under the Nurse Licensure Compact, without a Wisconsin license.

IT IS FURTHER ORDERED, that Respondent may petition for reinstatement at any time, and that the Board may require a comprehensive evaluation of Respondent at a facility acceptable to the Board or its designee (with advance notice to the Division of Enforcement, which may provide input on the choice of facility, and materials to the evaluator), and such treatment and monitoring as may be deemed, in the sole discretion of the Board, appropriate to protect the public, promote Respondent's rehabilitation, and deter Respondent and others from unprofessional conduct, at that time.

IT IS FURTHER ORDERED, that the Costs of this matter are \$1,400, and shall be paid in full to the Department of Regulation and Licensing before any petition for reinstatement or other permission to practice is considered.

Dated at Madison, Wisconsin this April 19, 2007.

Marilyn Kaufmann
Chairperson
Board of Nursing