

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
	:	
DAARI S. PAWELSKI, R.N. ,	:	LS07110815NUR
RESPONDENT.	:	

Division of Enforcement Case Nos. 05 NUR 178 and 06 NUR 430

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

Daari S. Pawelski, R.N.
2513 Olive Street
Racine, WI 53405

Board of Nursing
PO Box 8935
Madison, WI 53708-8935

Department of Regulation and Licensing
Division of Enforcement
PO 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. Daari S. Pawelski, R.N. (DOB 03/01/1966) is and was at all times relevant to the facts set forth herein a registered nurse licensed in the State of Wisconsin pursuant to license #30-0123499. This license was first granted on July 10, 1996.
2. While employed as a registered nurse at the Woodstock Health and Rehabilitation Center in Kenosha, Wisconsin, Respondent diverted the controlled substance, Vicodin, for her personal use on an unknown number of occasions from approximately March to July 2005.
3. Respondent discontinued working as a nurse in July 2005 until she returned to work at Woodstock Health and Rehabilitation Center on June 5, 2006.
4. On November 5, 2006, it was found that Respondent had diluted a bottle of Morphine Sulfate. Respondent was suspended from her duties pending an investigation and required to give a urine sample for testing.
5. On November 20, 2006, Respondent was contacted by her employer regarding the results of her urine test, at which

time she voluntarily resigned and admitted to diversion of medication.

6. On May 18, 2007, a Summons and Complaint was issued charging Respondent with three counts of violating Wis. Stat. § 943.20(1)(a), Theft of Movable Property <= \$2500, a Class A misdemeanor, and one count of violating Wis. Stat. § 961.41(3g)(am), Possession of Narcotic Drugs, a Class I felony.

7. As part of a plea agreement to the above charges, Respondent has agreed to surrender her Wisconsin license to practice as a registered nurse (license #30-0123499).

CONCLUSIONS OF LAW

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

2. The conduct described in paragraph 2 through 6, 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:

1. The Board of Nursing ACCEPTS the voluntary SURRENDER of the license of Daari S. Pawelski, R.N. (license #30-123499) to practice as a registered nurse in the State of Wisconsin. Respondent shall immediately return all indicia of Wisconsin Licensure to the Department Monitor, Post Office Box 8935, Madison, WI 53708-8935. Should Respondent reapply for Wisconsin licensure, the Board may in its sole discretion determine whether, and under what terms and conditions, a license may be reissued.

IT IS FURTHER ORDERED that:

2. Within 90 days of the date of this Final Decision and Order, Respondent will pay for the costs of this investigation in the amount of TWO HUNDRED FIFTY DOLLARS (\$250.00) to the Department of Regulation and Licensing, 1400 E. Washington Avenue, P.O. Box 8935, Madison, Wisconsin, 53708-8935.

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

BOARD OF NURSING

By Marilyn Kaufmann
A Member of the Board

11/8/07
Date