

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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IN THE MATTER OF THE DISCIPLINARY :  
PROCEEDINGS AGAINST : **FINAL DECISION AND ORDER**  
:  
MICHELLE J. EAGLE, R.N., : LS0711087NUR  
RESPONDENT. :

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Division of Enforcement Case #07 NUR 61

The parties to this action for the purposes of Wis. Stats. sec. 227.53 are:

Michelle J. Eagle, RN  
P.O. Box 675  
Waukesha, WI 53187

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

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. 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. Michelle J. Eagle (D.O.B. 3/20/54) is duly licensed in the state of Wisconsin as a professional nurse (license # 136789). This license was first granted on 11/16/00. Respondent has also been licensed in Illinois. Respondent received an Administrative Warning from the Board in 2003.

2. On 1/27/07, Respondent was at a residence in Waukesha. At that time, she was approached by police and the owner of the premises, and asked if she had any authorization to be on the premises. Respondent gave the police her correct name, but refused to produce any positive identification. Police discovered that she had two packages of medication labeled for residents at the facility where Respondent worked (a nursing home). At this time, Respondent falsely stated to the police that the packages were there when she moved into the residence, and falsely stated that the residents had died.

3. In fact, Respondent had placed the medication packages in her smock pocket at work, as the medication had been discontinued for the residents, who were alive, and it was intended that they be destroyed. She represents to the Board that she merely forgot to complete this task while at work, and forgot to remove them from her pocket before departing for home.

4. Respondent subsequently, in response to questions from supervisory staff at her employing facility, denied speaking to any police officer on 1/27/07, and refused to cooperate with the investigation by the facility, which then terminated her employment.

CONCLUSION OF LAW

By the conduct described above, respondent is subject to disciplinary action against her license to practice as a registered nurse in the state of Wisconsin, pursuant to Wis. Stats. §§ 441.07(1)(b) and (d), 450.11(7)(h), and 946.41(1), and Wis. Adm. Code §§ N 7.03(1)(b), and N 7.04(1) and (15).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that :

1. Michelle J. Eagle, R.N., is REPRIMANDED for her unprofessional conduct in this matter.
2. The license of Respondent to practice as a nurse in the state of Wisconsin is LIMITED as follows:
  - a. No later than 12/31/07, Respondent shall successfully take and complete no fewer than six hours of continuing education, which shall have been pre-approved by the Board or its designee, in the area of medication administration, medication charting, and medication disposal.
  - b. No later than 12/31/07, Respondent shall successfully take and complete no fewer than six hours of continuing education, which shall have been pre-approved by the Board or its designee, in the area of nursing ethics.

3. 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 demonstrate timely compliance with the ordered continuing education, Respondent's license SHALL BE SUSPENDED, without further notice or hearing, until Respondent has complied fully with the terms of this Order.

IT IS FURTHER ORDERED that respondent shall pay the costs of investigating and prosecuting this matter, in the amount of \$350, no later than January 5, 2008. If not paid by that date, Respondent's license shall be SUSPENDED until the Costs are paid in full, together with any accrued interest.

WISCONSIN BOARD OF NURSING

By: Marilyn Kaufmann  
A Member of the Board

11/8/07  
Date