

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
BETSY OEHLKE, R.N.,	:	<u>LS 0809031 NUR</u>
RESPONDENT.	:	

[Division of Enforcement Case # 04 NUR 063]

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

Betsy Oehlke, R.N.
615 E. Alfred Street
Weyauwega, WI 54983

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

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

PROCEDURAL HISTORY

The Notice of Hearing and Complaint were filed in this matter on September 3, 2008. Prior to the hearing on the formal complaint, 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. Betsy Oehlke, R.N., Respondent herein, whose date of birth is April 16, 1959, is duly licensed by the Wisconsin Board of Nursing as a registered nurse in the state of Wisconsin under license number 84224, which was granted on March 25, 1983.
2. Respondent's last known address filed with the Department of Regulation and Licensing is 615 E. Alfred Street, Weyauwega, WI 54983.
3. A formal complaint in this matter was filed on September 3, 2008.
4. On May 16, 2002, Respondent telephoned a false prescription order to Aurora-Sanger Pharmacy in Weyauwega, Wisconsin for Ultram (tramadol hydrochloride) a prescription synthetic opiod analgesic which may induce psychic and physical dependence.
5. On May 17, 2002, an AODA assessment for Respondent conducted at St. Elizabeth's Hospital, Appleton, WI, resulted in a diagnosis of mixed/unspecified drug abuse and neurotic disorder with a recommendation for therapy.

6. The conduct of Respondent in attempting to procure a prescription drug with a false prescription and her subsequent diagnosis of mixed/unspecified drug abuse and neurotic disorder reflects an impaired ability to safely and reliably perform her nursing duties without supervision and treatment.
7. Respondent has not engaged in the practice of nursing since April of 2004 and does not intend to resume the active practice of nursing.
8. Respondent has voluntarily agreed to surrender her license to practice nursing in the State of Wisconsin.

CONCLUSIONS OF LAW

1. The Wisconsin Board of Nursing has jurisdiction over this matter pursuant to Wis. Stat. § 441.07 and has authority to enter into this stipulated resolution of this matter pursuant to Wis. Stat. § 227.44(5).
2. Respondent's conduct as set forth in paragraphs 4 through 6 above constitutes violations of Wis. Admin. Code §§ N 7.03(2) and N 7.04(1) and (2).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED:

1. The SURRENDER by Betsy Oehlke, R.N., Respondent, of her license as a registered nurse in the state of Wisconsin is hereby ACCEPTED, effective immediately.
2. If Respondent ever makes application to the Board for any license:
 - a. Whether to grant a license and whether to impose any limitations or restrictions on any license granted shall be in the discretion of the Board.
 - b. Respondent shall, if granted a license and prior to receiving that license, pay to the Department of Regulation and Licensing costs of this proceeding in the amount of \$930.00 pursuant to Wis. Stat. § 440.22(2).

3. Payment shall be mailed or delivered to:

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

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

Wisconsin Board of Nursing

By: Marilyn Kaufmann
A Member of the Board

11/6/08
Date