

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**
:
STEVEN R. CIHLAR, R.N. : LS0901222NUR
RESPONDENT. :

Division of Enforcement Case #08 NUR 12

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

Steven R. Cihlar
6375 St. Croix Tr. #244
Stillwater, MN 55082

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. Steven R. Cihlar (D.O.B. 9/4/58) was, on 6/14/07, duly licensed in the state of Wisconsin as a professional nurse (license #152687). This license was first granted on 10/28/05, and expired on 2/29/08. Respondent has the legal right to renew this license at any time before 2/29/13, upon payment of licensing and late fees. Respondent is a nurse anesthetist. Respondent is licensed in Minnesota, Iowa, Michigan, and Missouri, and has been licensed in West Virginia, Nebraska, Nevada, and North Dakota.

2. On, 6/14/07, while practicing as a *locum tenens* nurse-anesthetist at United Hospital Center, Clarksburg, West Virginia, Respondent inadvertently misplaced a 2mg vial of midazolam, a Schedule IV controlled substance. In order to avoid detection of this error, Respondent drew up a 2 mg. syringe of normal saline, and labeled it with a midazolam label, and turned it in as waste. Later that evening, the lost vial of midazolam was found in a locker room, and Respondent's actions were discovered. Respondent submitted a sample of urine from his body, which was not found to contain any controlled substance or metabolite for which it was tested.

3. Respondent has undergone an AODA assessment by Human Services, Inc., of Stillwater, Minnesota, and was not diagnosed with any substance abuse or dependence condition. Respondent has accepted responsibility for his actions in this matter, and cooperated with the Board's investigation.

CONCLUSION OF LAW

By the conduct described above, respondent is subject to disciplinary action against his license to practice as a professional nurse in the state of Wisconsin, pursuant to Wis. Stat. § 441.07(1)(b) and (d); Wis. Adm. Code §§ N 7.03(1)(b) and N 7.04(1) and (15); and West Virginia Code Ch. 30, Article 7, Section 11(c) and (f).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that the SURRENDER of the right to renew the Wisconsin license of Steven R. Cihlar, R.N., is ACCEPTED. Respondent shall not practice nursing in Wisconsin, including under the Nurse Licensure Compact, without a license from the Wisconsin Board of Nursing. Respondent may petition for reinstatement at any time.

IT IS FURTHER ORDERED that Respondent shall pay the costs of investigating and prosecuting this matter, in the amount of \$400.

WISCONSIN BOARD OF NURSING

By: Marilyn Kaufmann
A Member of the Board

January 22, 2009
Date