

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

:

BEVERLY M. ARNDT, L.P.N.,
RESPONDENT.

:

LS0904022NUR

:

Division of Enforcement Case # 06 NUR 409

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

Beverly M. Arndt, L.P.N.
2058 County Hwy Y
Pulaski, WI 54162

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 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. Beverly M. Arndt, L.P.N. (DOB 2/11/1942), is duly licensed as a practical nurse in the state of Wisconsin (license #14420-31). This license was first granted on December 7, 1973.
2. Respondent's most recent address on file with the Wisconsin Board of Nursing is 2058 County Hwy Y, Pulaski, Wisconsin 54162.
3. At all times relevant to this action, Respondent was working as a licensed practical nurse at San Luis Medical and Rehab Center in Green Bay, Wisconsin.
4. On or about November 1, 2006, it was brought to the attention of Respondent by a CNA that Resident LB was having abdominal pain and needed a bowel movement. Respondent did not feel it was necessary to assess or evaluate the patient. Instead she asked the CNA to take Resident LB to the toilet since in past experiences Resident LB was able to

evacuate better there than when she was in bed.

5. The CNA along with assistance from another CNA, helped Resident LB to the toilet, however, Resident LB was unable to perform a BM and complained of pain to the point of crying. The CNA's returned Resident LB to her bed and went back to the nursing desk for further direction. When Respondent failed to take action, the CNA took the suppository from Respondent and administered it herself. This relieved Resident LB's pain and discomfort.
6. Ms. Arndt failed to meet the ordinary standard of care in nursing by failing to assess and evaluate Resident LB.

CONCLUSIONS OF LAW

1. The Wisconsin Board of Nursing has jurisdiction to act in this matter, pursuant to Wis. Stat. § 441.07 and has authority to enter into the attached Stipulation and Order, pursuant to Wis. Stat. § 227.44(5).
2. The conduct described in paragraph 3 thru 6, above, constitutes a violation of Wis. Admin. Code § 7.03(1)(c).

ORDER

IT IS ORDERED:

1. The Stipulation of the parties is approved.
2. The Board of Nursing accepts the surrender of Beverly M. Arndt's right, pursuant to Wis. Stat. § 440.08, to practice nursing in Wisconsin (license #14420-31) and the surrender of her privilege to practice in Wisconsin pursuant to the Multi-state Nurse Licensure Compact. Respondent shall immediately return all indicia of Wisconsin licensure to the Department Monitor, P.O. 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.
3. This Order is effective on the date of its signing.

BOARD OF NURSING

By: Marilyn Kaufmann
A Member of the Board

4/2/09
Date