

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



## Wisconsin Department of Regulation & Licensing Access to the Public Records of the Reports of Decisions

This Reports of Decisions document was retrieved from the Wisconsin Department of Regulation & Licensing website. These records are open to public view under Wisconsin's Open Records law, sections 19.31-19.39 Wisconsin Statutes.

### Please read this agreement prior to viewing the Decision:

- The Reports of Decisions is designed to contain copies of all orders issued by credentialing authorities within the Department of Regulation and Licensing from November, 1998 to the present. In addition, many but not all orders for the time period between 1977 and November, 1998 are posted. Not all orders issued by a credentialing authority constitute a formal disciplinary action.
- Reports of Decisions contains information as it exists at a specific point in time in the Department of Regulation and Licensing data base. Because this data base changes constantly, the Department is not responsible for subsequent entries that update, correct or delete data. The Department is not responsible for notifying prior requesters of updates, modifications, corrections or deletions. All users have the responsibility to determine whether information obtained from this site is still accurate, current and complete.
- There may be discrepancies between the online copies and the original document. Original documents should be consulted as the definitive representation of the order's content. Copies of original orders may be obtained by mailing requests to the Department of Regulation and Licensing, PO Box 8935, Madison, WI 53708-8935. The Department charges copying fees. *All requests must cite the case number, the date of the order, and respondent's name as it appears on the order.*
- Reported decisions may have an appeal pending, and discipline may be stayed during the appeal. Information about the current status of a credential issued by the Department of Regulation and Licensing is shown on the Department's Web Site under "License Lookup." The status of an appeal may be found on court access websites at: <http://ccap.courts.state.wi.us/InternetCourtAccess> and <http://www.courts.state.wi.us/wscca>.
- Records not open to public inspection by statute are not contained on this website.

**By viewing this document, you have read the above and agree to the use of the Reports of Decisions subject to the above terms, and that you understand the limitations of this on-line database.**

**Correcting information on the DRL website:** An individual who believes that information on the website is inaccurate may contact the webmaster at [web@drl.state.wi.gov](mailto:web@drl.state.wi.gov)

STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

---

IN THE MATTER OF THE DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	
	:	INTERIM ORDER OF SUSPENSION
JAMES P. WILLIAMS, R.N.,	:	LS09050711NUR
RESPONDENT.	:	

---

[Division of Enforcement Case No. 09 NUR 014]

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

James P. Williams, R.N.  
Respondent  
7451 E. Medina Avenue  
Mesa, AZ 85209

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 Division of Enforcement commenced this investigation on March 20, 2009. A formal complaint has not yet been filed. Subject to approval of the Board of Nursing, the parties in this matter agree to the terms and conditions of the attached Stipulation and Interim Order until a Final Decision and Order is entered or the case is closed. 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. James P. Williams, R.N., Respondent, date of birth October 9, 1966, is licensed by the Wisconsin Board of Nursing as a registered nurse in the state of Wisconsin pursuant to license number 149920, which was first granted February 10, 2005.
2. Respondent's address of record with the Department of Regulation and Licensing is 7451 E. Medina Avenue, Mesa, AZ 85209
3. The Division of Enforcement received a report that, while employed as a registered nurse at Paradise Valley Hospital in Phoenix, Arizona, Respondent had sexual intercourse (fellatio) with an adult patient in his care, SF, without the consent of that patient.
4. Respondent denies that any sexual contact was nonconsensual.

5. The Division's investigation is underway and continuing.

CONCLUSIONS OF LAW

The Wisconsin Board of Nursing has jurisdiction over this matter pursuant to Wis. Stat. § 441.07 and has authority to enter into this stipulation for an Interim Order pursuant to Wis. Stat. § 227.44(5).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that Respondent's license to practice as a registered nurse in the State of Wisconsin is suspended effective the date of this Interim Order. The suspension shall continue until the entry of a Final Decision and Order in this matter or until the investigative case is closed.

IT IS FURTHER ORDERED that, for the duration of this Interim Order, Respondent shall not engage in the practice of nursing, have direct contact with, see or treat patients, whether paid or unpaid, nor shall he hold himself out as one who practices nursing.

IT IS FURTHER ORDERED that, for the duration of this Interim Order, Respondent shall not seek or accept employment or volunteer work in which he has access to any controlled substance.

IT IS FURTHER ORDERED that, for the duration of this Interim Order, Respondent shall not perform any service, whether paid or unpaid, for any facility, agency, organization or service that is licensed, approved, certified or registered with the Department of Health and Family Services under chs. 48, 50, 51 and 146 Wis. Stats.

BOARD OF NURSING

By: Marilyn Kaufmann  
A Member of the Board

5/7/09  
Date

STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

---

IN THE MATTER OF THE DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	
	:	STIPULATION TO
JAMES P. WILLIAMS, R.N.,	:	INTERIM ORDER OF SUSPENSION
RESPONDENT.	:	LS _____ NUR
	:	

---

[Division of Enforcement Case No. 09 NUR 014]

It is hereby stipulated and agreed, by and between James P. Williams, R.N., Respondent; and Sandra L. Nowack, attorney for the Complainant, Department of Regulation and Licensing, Division of Enforcement (Division), as follows:

1. James P. Williams, R.N., Respondent, date of birth October 9, 1966, is licensed as a registered nurse in the state of Wisconsin pursuant to license number 149920, which was first granted on February 10, 2005.

2. Respondent's address of record with the Department of Regulation and Licensing is 7451 E. Medina Avenue, Mesa, Arizona 85209.

3. The Division's investigation is underway and continuing.

4. A Formal Complaint has not yet been filed.

5. Respondent is currently not practicing as a registered nurse and agrees that, while the Interim Order is in effect: (1) he will not have direct contact with, see or treat patients, whether paid or unpaid, as a registered nurse; (2) he will not engage in the practice of nursing; (3) he will not hold himself out as one who practices nursing; (4) he will not perform any service, whether paid or unpaid, for any facility, agency, organization or service that is licensed, approved, certified or registered with the Department of Health and Family Services under chs. 48, 50, 51 and 146 Wis. Stats.; (5) he will not accept employment or volunteer work in which he has access to any controlled substance.

6. Respondent understands that by signing this Stipulation providing for an Interim Order, Respondent voluntarily and knowingly waives significant rights, pertaining to the Interim Order only, including: the right to a hearing on the allegations against Respondent, at which time the state has the burden of proving those allegations by a preponderance of the evidence; the right to confront and cross-examine the witnesses against Respondent; the right to call witnesses on Respondent's behalf and to compel their attendance by subpoena; the right to testify personally; the right to file objections to any proposed decision and to present briefs or oral arguments to the

officials who are to render the final decision; the right to petition for rehearing; and all other applicable rights afforded under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and any other provisions of state or federal law.

7. Respondent's Stipulation to the Interim Order does not compromise or in any way indicate an agreement to relinquish any and all rights in the event the Division files a Formal Complaint in this matter. In the event a formal complaint is filed, Respondent retains the right to a hearing on the allegations against Respondent, at which time the state has the burden of proving those allegations by a preponderance of the evidence; the right to confront and cross-examine the witnesses against Respondent; the right to call witnesses on Respondent's behalf and to compel their attendance by subpoena; the right to testify personally; the right to file objections to any proposed decision and to present briefs or oral arguments to the officials who are to render the final decision; the right to petition for rehearing; and all other applicable rights afforded under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and any other provisions of state or federal law.

8. Respondent had the opportunity to obtain the advice of legal counsel prior to signing this Stipulation.

9. Respondent agrees to the adoption of the attached Interim Order by the Board of Nursing. The parties to the Stipulation consent to the entry of the attached Interim Order without further notice, pleading, appearance or consent of the parties. Respondent waives all rights to any appeal of the Board's Order, if adopted in the form as attached.

10. If the terms of this Stipulation are not acceptable to the Board, the parties shall not be bound by the contents of this Stipulation, and the matter shall be returned to the Division of Enforcement for further proceedings. In the event that this Stipulation is not accepted by the Board, the parties agree not to contend that the Board has been prejudiced or biased in any manner.

11. The parties to this Stipulation agree that the attorney or other agent for the Division of Enforcement and any member of the Board of Nursing ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of the Respondent or Respondent's attorney, for purposes of speaking in support of this agreement and answering questions that any member of the Board may have in connection with the Board's deliberations on the Stipulation. Additionally, any such case advisor may vote on whether the Board should accept this Stipulation and issue the attached Interim Order.

12. Respondent is informed that should the Board adopt this Stipulation, the Board's Interim Order is a public record and will be published in accordance with standard Department procedure.

13. The Division of Enforcement joins Respondent in recommending the Board adopt this Stipulation and issue the attached Interim Order.

---

James P. Williams, R.N.  
Respondent  
7451 E. Medina Avenue  
Mesa, AZ 85209

---

Date

---

Sandra L. Nowack  
State Bar No. 1025643  
Attorney for Complainant  
Division of Enforcement  
Department of Regulation and Licensing  
P.O. Box 8935  
Madison, WI 53708-8935

---

Date