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STATE OF WISCONSIN BEFORE THE BOARD OF NURSING

IN THE MATTER OF THE LICENSE OF

MARCUS E. CONNELLY, L.P.N.,

ORDER REMOVING STAY OF SUSPENSION

Petitioner.

LS 0902263NUR

TO: Marcus E. Connelly, LPN 736 Jefferson St. Arcadia, WI 54612

On November 4, 2010, the Board of Nursing considered information presented by the Department Monitor showing that petitioner was in violation of the Board's Final Decision and Order dated February 26, 2009, based upon the conduct described below:

- 1. failing to submit his psychological evaluation to the Board, or its designee, and the Division of Enforcement, as required by paragraph 2(a)(iii) of the order;
- 2. failing to complete a Department of Health Services Rehabilitation Review prior to working in a regulated facility, as required by paragraph 2(b) of the order.
- 3. failing to submit quarterly work reports from his employer as required under paragraph 2(d).

The petitioner's employer was unaware that petitioner had been disciplined, that his nursing license was limited and that he was not approved to work as a nurse in a DHS regulated facility. Based upon the information presented, the Board now finds and makes the following:

ORDER

NOW, THEREFORE, IT IS ORDERED that the license of MARCUS E. CONNELLY (lic. # 305382-31) to practice as a licensed practical nurse in the state of Wisconsin is SUSPENDED, for violation of the terms of the February 26, 2009, Final Decision and Order, as provided in paragraph 4 of the order.

IT IS FURTHER ORDERED that petitioner shall be PROHIBITED from engaging in the practice of nursing until such time as the Board reinstates the stay of suspension.

IT IS FURTHER ORDERED that consideration of any future request for reinstatement of petitioner's license shall require that petitioner submit to the Department Monitor, a

second psychological evaluation from his original treater, Harlan R. Heinz, Ph.D., at Pine Psychological Services which addresses the petitioner's violation of the Board's order and fitness to practice. Petitioner shall provide a copy of this order to Dr. Heinz.

IT IS FURTHER ORDERED that any petition for reinstatement of petitioner's nursing license will not be considered by the Board until petitioner can demonstrate compliance with the terms and conditions of the Board's original order with sufficient time for the Board to review any relevant documentation and satisfactory proof of compliance with the DHS Rehabilitation Review process.

IT IS FURTHER ORDERED that this order is effective five (5) days from the date signed below to accommodate the mailing time for notice of this action.

STATE OF WISCONSIN BOARD OF NURSING

Kathleen Sullivan, R.N.,

CD

Date

Chair