

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF	:	
DISCIPLINARY PROCEEDINGS AGAINST	:	
	:	FINAL DECISION AND ORDER
STACY A. PAUTZ, L.P.N.,	:	
RESPONDENT.	:	ORDER 0000236

Division of Enforcement Case # 09 NUR 179

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

Stacy A. Pautz, L.P.N.
622 Millbrook Drive
Neenah, WI 54956

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

Board of Nursing
Department of Regulation & 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 the attached Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Stacy A. Pautz, L.P.N., (DOB 02/16/1971) is duly licensed as a practical nurse in the State of Wisconsin (license # 31-34238). This license was first granted on July 14, 1997.

2. Respondent's most recent address on file with the Wisconsin Board of Nursing is 622 Millbrook Drive, Neenah, Wisconsin, 54956.

3. On or about July 24, 2008, the Board of Nursing issued an order reprimanding Respondent and limiting her license so that she would not be permitted to work in a capacity which would allow her to enter prescriptions by computer or telephone for a period of one year, and would require her to provide supervising nurse work reports on a quarterly basis for one year.

4. The July 24, 2008 Order was based on the fact that Respondent had entered a prescription order for Clomiphene Citrate for herself, without an order, and picked up the prescription from the pharmacy.

5. The July 24, 2008 Order was issued pursuant to a stipulation signed by Respondent on or about June 10, 2008. In that stipulation and order, Respondent agreed to a finding of fact that she was not currently employed as a nurse and had not been employed as a nurse since 2005. The Order, which Respondent agreed to, required her to notify the Board of her intent to resume nursing practice at least 30 days prior to resuming practice under the limitations described in paragraph 3 above.

6. On or about June 18, 2008, Respondent notified the Board in writing of her intent to resume practice in 30 days. The handwritten letter evidences an understanding of the terms of her order.

7. In fact, Respondent had been employed as an L.P.N. at Rennes Health and Rehab Center since September 17, 2007 and worked there until at least May 14, 2009. She also worked at Bright Star Healthcare, from January 4, 2008 through at least March 3, 2009.

8. Neither employer provided work reports, as required by the order, until the Department Monitor sent a letter to Respondent inquiring about missing work reports. Then Bright Star Healthcare filed one report. No reports have been received since.

9. Both positions required Respondent to routinely enter orders by computer and by telephone.

CONCLUSIONS OF LAW

1. The Wisconsin Board of Nursing has jurisdiction to act in this matter, pursuant to Wis. Stat. § 441.07, and is authorized to enter into the attached Stipulation and Order, pursuant to Wis. Stat. § 227.44(5).

2. The conduct described in paragraphs 3-9 above constitutes a violation of Wisconsin Administrative Code § N 7.04(14) and subjects Respondent to discipline pursuant to Wis. Stat. § 441.07(1)(d).

ORDER

IT IS ORDERED:

1. The license of Stacy A. Pautz, L.P.N., to practice nursing in the state of Wisconsin, and her privilege to practice in Wisconsin pursuant to the Nurse Licensure Compact, are **SUSPENDED** for six months.

2. The license of Stacy A. Pautz, L.P.N. to practice nursing in the state of Wisconsin, and her privilege to practice in Wisconsin pursuant to the Nurse Licensure Compact, is **LIMITED** as follows:

- (a) Respondent must notify the Board at least 30 days prior to resuming the practice of nursing after her suspension is lifted;
- (b) Respondent may not work in a capacity which would allow her to enter prescriptions by computer or telephone for a period of one (1) year from the date that the suspension is lifted.
- (c) Respondent must provide supervising nurse work reports on a quarterly bases for a period of one (1) year from the date the suspension is lifted.
- (d) Pursuant to Uniform Nurse Licensure Compact regulations, Respondent's nursing practice is limited to Wisconsin during the pendency of this limitation. This requirement may be waived only upon the prior written authorization of both the Wisconsin Board of Nursing and the regulatory board in the state in which Respondent proposes to practice.

3. Respondent shall, within 120 days of the date of this Order and prior to resuming the practice of nursing, pay to the Department of Regulation and Licensing costs of this proceeding in the amount of Five Hundred Dollars (\$500.00), pursuant to Wis. Stat. § 440.22(2).

4. All payments, reports and other correspondence shall be directed to the Department Monitor, as follows:

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

5. Violation of any of the terms of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's license. The Board in its discretion may in the alternative impose

additional conditions and limitations or other additional discipline for a violation of any of the terms of this Order. In the event that Respondent fails to pay costs as ordered, Respondent's license may, in the discretion of the Board or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with the terms of this Order.

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

Wisconsin Board of Nursing

By: Marilyn Kaufmann
A Member of the Board

6/3/10
Date