

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

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IN THE MATTER OF THE DISCIPLINARY :  
PROCEEDINGS AGAINST :

**FINAL DECISION AND ORDER**

LYNN A. DAYTON, R.N. :  
RESPONDENT. :

Order 0000318

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Division of Enforcement Case #06 NUR 406

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

Lynn A. Dayton  
1058 30th St.  
Amery, WI 54001

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. Lynn A. Dayton (D.O.B. 9/17/63) is duly licensed in the state of Wisconsin as a professional nurse (license #138520). This license was first granted on 8/9/01.

2. On 2/15/09, Respondent was on duty at the Golden Age Manor, Amery, Wisconsin, a skilled nursing facility. Resident J.N., age 81, was diagnosed with stage 3 chronic renal disease, hypertension, and status post-CVA, was noted to have pulses ranging from 47 (once, upon admission on 2/12/09) to 65, with most readings between 58 and 64 over the previous 3 days. On 2/15/09, Respondent charted that at 1115, the resident's pulse was 36 with a BP of 112/68 and oxygen saturation of 94%, but she did not notify the physician of this significant change in the resident's pulse, or take steps to have the resident further evaluated.

3. At 1445, a CNA recorded the resident's pulse to be 28, with blood pressure of 90/48, and the resident was promptly transported to the hospital.

### CONCLUSION OF LAW

By the conduct described above, respondent is subject to disciplinary action against her license to practice as a nurse in the state of Wisconsin, pursuant to Wis. Stat. § 441.07(1)(c), and Wis. Adm. Code § N 7.03(1)(b) and (c).

### ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that the attached Stipulation is accepted, and:

1. Lynn A. Dayton, R.N., Respondent, is REPRIMANDED for her unprofessional conduct in this matter.
2. The license of Respondent to practice as a nurse in the state of Wisconsin is LIMITED as follows: no later than 10/31/10, Respondent shall demonstrate successful completion of no less than three hours of continuing education (which shall have been pre-approved by the Board or its designee) in the area of recognizing and responding to changes in the condition of a patient.
3. 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. (If the order includes costs, forfeitures or continuing education add the next clause) In the event Respondent fails to demonstrate compliance with the ordered continuing education as set forth above, the Respondent's license shall be SUSPENDED, without further notice or hearing, until Respondent has demonstrated completion of the continuing education.

IT IS FURTHER ORDERED that respondent shall pay the costs of investigating and prosecuting this matter, in the amount of \$800, within six months of this Order. If not paid, Respondent's license shall be SUSPENDED without further notice or hearing, until they are paid in full, together with any accrued interest.

WISCONSIN BOARD OF NURSING

By:   
A Member of the Board

7/22/10  
Date