

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

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

LOLITA A. SHARPE, R.N.,
RESPONDENT.

:
:
: FINAL DECISION AND ORDER
:
: ORDER 0000 465

Division of Enforcement Case # 10 NUR 167

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

Lolita A. Sharpe, R.N.
P.O. Box 1793
Kenosha, WI 53141

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 adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Lolita Alexandra Sharpe, R.N., Respondent, date of birth April 23, 1974, is licensed by the Wisconsin Board of Nursing as a registered nurse in the state of Wisconsin pursuant to license number 30-129313, which was first granted April 29, 1998.

2. Respondent's last address reported to the Department of Regulation and Licensing is P.O. Box 1793, Kenosha, WI 53141.

3. On March 31, 2010, Respondent self-reported to the Department's Division of Enforcement (Division) her arrest following a domestic disturbance on October 18, 2009 and subsequent deferred prosecution agreement on a battery charge. The allegations included:

a. While Respondent's spouse and his 16-year-old son (stepson) were watching television in the living room of their home, Respondent came into the room and started hitting the closet door with a hammer, stating that she was hitting the door because she was getting so mad.

b. The stepson grabbed the hammer to stop Respondent from hitting the door. Respondent and the stepson wrestled for the hammer and at one point, the stepson was hit in the head with the handle of the hammer. Respondent struck the stepson's face and shoulders as he tried to take the hammer away from her. When the stepson grabbed Respondent's wrist and held her down in a chair, Respondent bit him on the arm. Respondent's spouse and stepson continued to hold Respondent down while they called police.

5. On February 1, 2010, Respondent had a psychological evaluation performed by a clinical psychologist. She was diagnosed with Bipolar Disorder. While at the time she was doing well, it was recognized that she disease was expected to be permanent with periodic exacerbations.

6. Respondent has advised the Division that she has been attending domestic violence courses and recently completed a 13-week anger management course.

7. Respondent has not been employed since 2007 and is on long-term disability. The Division has not received any complaints regarding Respondent's practice as a nurse.

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. Respondent, by having violated a law substantially related to the practice of professional nursing, has committed misconduct or unprofessional conduct as defined by Wis. Adm. Code § N 7.04(1) which subjects Respondent to discipline pursuant to Wis. Stat. § 441.07(1)(d).

3. Respondent's conduct as described above further indicates an impaired ability to safely and reliably practice nursing, as described in Wis. Admin. Code §N 7.03(3), which subjects Respondent to discipline pursuant to Wis. Stat. §441.07(1)(c).

ORDER

IT IS ORDERED:

1. Respondent's license 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 shall not practice as a registered nurse in the State of Wisconsin in a clinical setting until such time that she submits evidence sufficient to the Board, or its designee, from her treatment provider stating that she is able to safely and reliably practice.

b. Respondent shall continue to participate in treatment with her current physician and therapist, or other physician or therapist approved in advance by the Board. Respondent shall provide any new physician or therapist with a copy of this order and with her February 1, 2010 psychological evaluation. Respondent shall cause her physician and therapist to submit quarterly reports to the Board, in a form designated by the Department Monitor. Therapy shall continue until such time as the therapist recommends that it be ended and the Board accepts that recommendation.

c. Respondent shall provide a copy of this Final Decision and Order to all future nursing employers prior to beginning employment. Respondent shall arrange for quarterly reports from her nursing employer(s) reporting the terms and conditions of her employment and evaluating her work performance.

d. All reports required by this Order shall be submitted to the Department Monitor in the Department of Regulation and Licensing Division of Enforcement, at P.O. Box 8935, Madison, Wisconsin, 53708-8935.

2. 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. All requests, notifications, payments and reports required by this Order shall be mailed, faxed or delivered to:

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

4. 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 payment of the costs.

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

Wisconsin Board of Nursing

By: Latah Sun
A Member of the Board

10-14-10
Date