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STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF THE DISCIPLINARY
PROCEEDINGS AGAINST

STAAREZE MICKELSON, L.P.N.,
RESPONDENT.

:
:
:
:
:

ORDER FOR
SUMMARY SUSPENSION

ORDER 0000740

Division of Enforcement Case No. 10 NUR 349

The Petition for Summary Suspension of February 10, 2011, noticed to be presented at 9:35 a.m. on February 24, 2011, came on for hearing before the Wisconsin Board of Nursing (Board) at the time and place noticed. Attorney Jeanette Lytle appeared for the Complainant, Department of Regulation and Licensing, Division of Enforcement. Respondent did not appear.

The Board having considered the sworn affidavit of paralegal Lori Hoechst regarding service; the sworn Petition for Summary Suspension; the sworn affidavit of Consumer Protection Investigator Daniel Williams; and, having heard the arguments of counsel, hereby makes the following:

FINDINGS OF FACT

1. On February 10, 2011, Paralegal Lori Hoechst served on Respondent the Notice of Petition for Summary Suspension, dated February 10, 2011, and the Petition for Summary suspension, dated February 10, 2011, by mailing a true and accurate copy of those documents by regular mail and certified mail to both the latest address on file with the Department, and the last known address of Respondent.

2. Staareze Michelson, L.P.N., Respondent, date of birth 05/26/1979, is licensed by the Wisconsin Board of Nursing as a practical nurse pursuant to license number 31-306062, which was first granted September 12, 2005.

3. Respondent's last address reported to the Department of Regulation and Licensing is 4702 Dutch Mill Road Lot 28, Madison, Wisconsin, 53716-4154. Upon information and belief, her address is actually 1819 Aberg Avenue, Madison, Wisconsin, 53704-4201.

4. Division of Enforcement case number 10 NUR 349 was opened based on a report from a Madison police officer that Respondent had admitted that approximately three times a week, over several months, she fraudulently called in prescriptions for Tramadol, hydrocodone and Oxycontin, using a physician's name, without the physician's permission. Respondent stated that the prescriptions were for her own use.

5. Respondent has been charged with offenses relating to prescription drug fraud in Dane, Sauk, La Crosse and Vernon counties.

CONCLUSIONS OF LAW

1. The Wisconsin Board of Nursing has jurisdiction over this matter pursuant to Wis. Stat. § 441.07.

2. The Wisconsin Board of Nursing has authority to summarily suspend a license to practice nursing pursuant to Wis. Stat. § 227.53(3), and Wis. Admin. Code § RL 6.

3. There is probable cause to believe that Respondent has engaged in or is likely to engage in conduct such that the public health, safety or welfare imperatively requires emergency suspension of Respondent's license to practice nursing.

ORDER

IT IS ORDERED that the license of Staareze Mickelson, L.P.N., to practice nursing in the state of Wisconsin is summarily suspended, effective immediately upon Respondent receiving actual notice of this summary order or upon service of this summary suspension order upon Respondent under § RL 6.06(3), Wis. Admin. Code, whichever is sooner.

IT IS FURTHER ORDERED that this Order continues to be in effect until the effective date of a final order and decision in the pending disciplinary proceeding against Respondent, unless otherwise ordered by the Board.

IT IS FURTHER ORDERED that Respondent is hereby notified of her right, pursuant to Wis. Adm. Code § RL 6.09, to request a hearing to show cause why this summary suspension order should not be continued and is further notified that any request for a hearing to show cause should be filed with the Wisconsin Board of Nursing, 1400 East Washington Avenue, P.O. Box 8935, Madison, Wisconsin 53708.

IT IS FURTHER ORDERED that in the event that Respondent requests a hearing to show cause why the summary suspension should not be continued, that hearing shall be scheduled to be heard on a date within 20 days of receipt by the Board of Respondent's request for hearing, unless Respondent requests or agrees to a later time for the hearing.

Dated at Madison, Wisconsin this ^{24th} day of ^{March} February, 2011.
(KS)



Kathleen Sullivan, Chair
Board of Nursing