

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
CYNTHIA A. HOLDEN, R.N., :
RESPONDENT. : **ORDER 0000749**

Division of Enforcement Case # 10 NUR 579

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

Cynthia A. Holden, R.N.
301 S. Gordon Road
Scottville, MI 49454

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. Cynthia A. Holden, R.N., (DOB 03/20/1956) is licensed as a professional nurse in the State of Wisconsin (license # 30-149056). This license was first granted on October 15, 2004.

2. Respondent's most recent address on file with the Wisconsin Board of Nursing is 301 S. Gordon Road, Scottville, Michigan, 49454.

3. On or about January 6, 2010, Respondent was disciplined by the Michigan Board of Nursing. She was placed on probation for six months, required to complete continuing education in "Professional Accountability & Legal Liability for Nurses," and fined \$250.

4. The allegations underlying the Michigan discipline were that on or about November 22, 2008, Respondent began a leave of absence from work. On or about November 21, 2008, her last day of work prior to her leave of absence, Respondent submitted documentation including: (1) a Braden Scale and Fall Risk Assessment dated November 24, 2008, the date the new resident was to be admitted to the facility; (2) a minimum data sheet dated December 2, 2008 purporting to record resident observations between November 22, 2008 and November 28, 2008; (3) a minimum data sheet dated December 4, 2008, purporting to record resident observations between November 22, 2008 and November 28, 2008.

5. Respondent complied with the terms of her Michigan board order, and effective August 5, 2010, was discharged from probation.

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 3-4 above constitutes a violation of Wisconsin Administrative Code § N 7.04(6) and (7), and subjects Respondent to discipline pursuant to Wis. Stat. § 441.07(1)(d).

ORDER

IT IS ORDERED:

1. Cynthia A. Holden, R.N., is REPRIMANDED.
2. Respondent shall, within ninety (90) days of the date of this Order, pay to the Department of Regulation and Licensing costs of this proceeding in the amount of One Hundred Dollars (\$100.00) pursuant to Wis. Stat. § 440.22(2).
3. All petitions, payments, reports and other correspondence shall be mailed or delivered to:

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

4. 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.

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

Wisconsin Board of Nursing

By: Kathleen Sweeney
A Member of the Board

3-24-11
Date