

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
ANGELA M. BUCK, L.P.N.,	:	
RESPONDENT.	:	ORDER 0000 839

Division of Enforcement Case No. 10NUR474

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

Angela M. Buck, L.P.N.
2728 Fox Grove Drive
Waterford, WI 53185-5016

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. Angela M. Buck, L.P.N., (DOB 12/24/1980) is licensed as a practical nurse in the State of Wisconsin (license no. 31-309230). This license was first granted on December 12, 2007.

2. Respondent's most recent address on file with the Wisconsin Board of Nursing is 2728 Fox Grove Drive, Waterford, WI 53185-5016.

3. At all times relevant, Respondent was practicing as a practical nurse at Lakeview Specialty Hospital and Rehabilitation in Waterford, Wisconsin.

4. On October 13, 2010, Respondent responded to assess an upset 15-year-old patient who was engaged in self-abusive behavior. Respondent interacted verbally with the patient in a negative way provoking the patient. The patient attacked Respondent, punched her in the face and broke her glasses. Respondent was then witnessed standing on the legs of the patient to hold her down, pulling the patient's hair and punching the patient. Respondent ignored verbal order from the administrator to walk away.

5. Respondent was suspended from work pending an investigation and her employment was later terminated.

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

ORDER

IT IS ORDERED:

1. The license of Angela M. Buck, L.P.N., to practice nursing in the State of Wisconsin, and her privilege to practice in Wisconsin pursuant to the Multi-State Nursing Compact, are indefinitely **SUSPENDED**. Respondent may petition for reinstatement of her license after undergoing an anger management evaluation, at her own expense.

(a) The evaluator must not have treated Respondent at any time and shall have been approved by the Board, with an opportunity for the Division to make its recommendation, prior to the evaluation being performed.

(b) The Division shall provide the evaluator and Respondent with those portions of the investigative file which the Division believes may be of assistance in performing the evaluation. Respondent may provide the evaluator with any information Respondent believes will be of assistance in performing the evaluation and shall immediately provide copies of that information to the Division.

(c) Respondent shall authorize the evaluator to provide the Board, or its designee, and the Division with the evaluation report and all materials

used in performing the evaluation and shall provide the Board, or its designee, and the Division with the opportunity to discuss the evaluation and findings with the evaluator.

(d) If the evaluator shows, to the Board's satisfaction, that Respondent is safe to practice nursing, the Board shall lift the suspension. However, the Board may limit Respondent's license in any manner it sees fit to address the facts above and any recommendations resulting from the assessment, including but not limited to direct supervision and quarterly employer work reports.

2. The license of Angela M. Buck, 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 LIMITED as follows:

- a. Respondent, at her own expense, shall complete six (6) hours of pre-approved continuing education in patient rights and abuse, prior to the lifting of the suspension. Respondent is responsible for finding an appropriate course and submitting the course information to the Board for approval prior to taking the course. Respondent shall provide proof of completion of the continuing education to the Department Monitor.
- b. Respondent shall provide her nursing employers with a copy of this Order before engaging in any nursing employment.
- c. For a period of at least two (2) years from the date of this order, Respondent shall work only under direct supervision, and only in a work setting pre-approved by the Board. Respondent shall not work in a home health, agency or pool position.
- d. For a period of at least two (2) years from the date of this Order, Respondent shall arrange for quarterly reports from her nursing employer(s) reporting the terms and conditions of her employment and evaluating her work performance.
- e. 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.
- f. Respondent shall notify the Department Monitor of any change of nursing employment during the time in which the Order is in effect. Notification shall occur within fifteen (15) days of a change of employment and shall include an explanation of the reasons for the change.

3. Respondent shall, prior to petitioning the board for reinstatement of her license, pay costs of this proceeding in the amount of four hundred dollars (\$400.00).

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

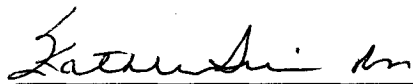
Department Monitor
Department of Regulation and Licensing
Division of Enforcement
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935
Fax (608) 266-2264
Telephone (608) 267-3817

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 Respondent fails to comply with the ordered continuing education as set forth above, the Respondent's license (no. 31-309230) 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 or completion of the continuing education.

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

Board of Nursing

By:



A Member of the Board

5-5-11

Date