

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF THE DISCIPLINARY :
 PROCEEDINGS AGAINST :
 : FINAL DECISION AND ORDER
 GOLD A. OMEREONYE, R.N., :
 RESPONDENT. : ORDER 0000992.

Division of Enforcement Case No. 07 NUR 292

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

Gold A. Omereonye, R.N.
12700 Stafford Road, Apt. 1128
Stafford, TX 77477

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. Gold A. Omereonye, R.N., ("Respondent") [REDACTED] is licensed by the Wisconsin Board of Nursing as a registered nurse in the state of Wisconsin pursuant to license number 126208-30. This license was first granted on June 6, 1997.

2. Respondent's address of record with the Wisconsin Board of Nursing is 12700 Stafford Road, Apt. 1128, Stafford, TX 77477.

3. Respondent holds professional nurse licensure, with multistate licensure privileges ("Privilege") under the Nurse Licensure Compact ("Compact"), issued by the Wisconsin Board of Nursing and worked in Arizona, a Compact State.

4. [REDACTED]

5. On or about January 17, 2006 Respondent was employed as a professional nurse by the Arizona State Hospital in Phoenix, Arizona. [REDACTED]

6. [REDACTED]

7. [REDACTED] The Board further ordered Respondent to cease and desist the practice of nursing in Arizona.

8. The Arizona Order to Revoke Multistate Licensure Privilege in Arizona and Cease and Desist Order (No. 0509020) is final and may not be appealed.

9. Respondent moved and began working at Dynacare Health Solutions and Emangy Healthcare Services, Inc., in Texas, part-time with a temporary license. Two of the employers confirmed that Respondent's work was satisfactory; a third did not respond to requests for information.

- a. Dynacare Health Solutions reported that the Respondent was an "excellent nurse."
- b. Emangy Healthcare stated that "the patients love her and she is hard working, dedicated and there were no complaints."

10. [REDACTED]

11. 

12. The parties jointly agree that a period of monitoring is appropriate.

13. Respondent may practice in a nursing home setting, provided she is supervised by a nurse or nurses who have received a copy of this Order. (There is insufficient evidence to establish that Respondent is unable to safely or reliably perform nursing duties in a nursing home if she is supervised by nurses who have received a copy of this Order.)

14. The parties further agree that Respondent could benefit from licensure in the state in which she is working, because said licensure permits more expedient intervention in the event of any practice concerns.

CONCLUSIONS OF LAW

1. The Wisconsin Board of Nursing has jurisdiction over this matter pursuant to Wis. Stat. § 441.07 and has authority to enter into this stipulated resolution of this matter pursuant to Wis. Stat. § 227.44(5).

2. By having disciplinary action through a final board adjudication taken against Respondent in another jurisdiction as defined by Wis. Adm. Code § N 7.04 and is subject to discipline pursuant to Wis. Stat. § 441.07(1).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED:

RESTRICTIONS AND LIMITATIONS:

Practice Restrictions:

- a. Respondent shall practice only in a work setting pre-approved by the Board or its designee. Respondent may not work in a home health care, hospice, pool nursing or agency setting.
- b. Respondent shall provide a copy of this Final Decision and Order immediately to supervisory personnel at all settings where Respondent

- works as a nurse or caregiver or provides health care, during the two-year period.
- c. Respondent shall practice only under the direct supervision of a licensed nurse or other licensed health care professional approved by the Board or its designee.
 - d. Respondent's supervisor(s) shall provide written reports on Respondent's work performance to the Department Monitor on a quarterly basis, or as otherwise directed by the Department Monitor. It shall be Respondent's responsibility to insure that the reports are made in a timely manner.
 - e. Prior to any change of nursing employment during the time in which the Order is in effect, Respondent shall request approval of the Board or its designee. It is Respondent's responsibility to insure she gives adequate time to allow for preapproval of future work sites. A period of at least 30 days is recommended, but Respondent is hereby on notice that in some instances additional time may be necessary.
 - f. During the pendency of this Order and any subsequent related Orders, Respondent may not practice in another state pursuant to the Nurse Licensure Compact under the authority of a Wisconsin license, unless Respondent receives prior written authorization to do so from both the Wisconsin Board of Nursing and the regulatory board in the other state.
1. The costs of this proceeding, in the amount of \$1,100.00, are hereby waived.
 2. All reports or records required by this Order 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
Telephone: (608) 267-3817
Fax: (608) 266-2264

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 require an evaluation of Respondent's cognitive functioning and/or professional competence, and may 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 timely submit requirements as set forth above, the Respondent's license (No. 126208-30) may, in the discretion of the board or its designee, be **SUSPENDED**, without further notice or hearing, until Respondent has complied with the requirements.

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

BOARD OF NURSING

By: Lewis R. AARD
A member of the Board

7/2/11
Date

07NUR292/Omercooye/Nowack/MC 6-10-11Updated

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF	:	
DISCIPLINARY PROCEEDINGS AGAINST	:	STIPULATION
	:	
GOLD A. OMEREONYE, R.N.,	:	
RESPONDENT.	:	ORDER 0000992

Division of Enforcement Case No. 07NUR292

It is hereby stipulated and agreed, by and between Gold A. Omereonye, R.N., Respondent, Catherine McGinn and Coyne, Schultz, Becker & Bauer, S.C, attorneys for Respondent; and Sandra L. Nowack, attorney for the Division of Enforcement, Department of Regulation and Licensing, as follows:

1. This Stipulation is entered into as a result of a pending investigation of Respondent's licensure by the Division of Enforcement (Case No. 07NUR292). Respondent consents to the resolution of this investigation by stipulation.

2. Respondent understands that by signing this Stipulation she voluntarily and knowingly waives her rights, including: the right to a hearing on the allegations against her, at which time the state has the burden of proving those allegations by a preponderance of the evidence; the right to confront and cross-examine the witnesses against her; the right to call witnesses on her behalf and to compel their attendance by subpoena; the right to testify herself; the right to file objections to any proposed decision and to present briefs or oral arguments to the officials who are to render the final decision; the right to petition for rehearing; and all other applicable rights afforded to her under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and any other provisions of state or federal law.

3. Respondent understands that she has the right to be represented by counsel and has obtained the advice of legal counsel prior to signing this Stipulation. Respondent is represented by Attorney Catherine McGinn.

4. Respondent agrees to the adoption of the attached Final Decision and Order by the Board of Nursing. The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent waives all rights to any appeal of the Board's order, if adopted in the form as attached.

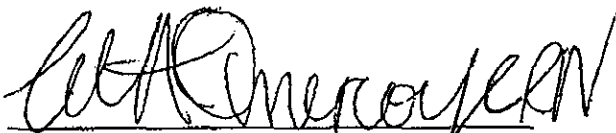
5. If the terms of this Stipulation are not acceptable to the Board, the parties shall not be bound by the contents of this Stipulation, and the matter shall be returned to the Division of Enforcement for further proceedings. In the event that this Stipulation is not accepted by the

Board, the parties agree not to contend that the Board has been prejudiced or biased in any manner by consideration of this attempted resolution.

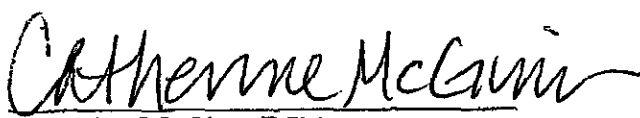
6. The parties to this Stipulation agree that the attorney or other agent for the Division of Enforcement and any member of the Board of Nursing ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of the Respondent or her attorney, for purposes of speaking in support of this agreement and answering questions that any member of the Board may have in connection with the Board's deliberations on the Stipulation. Additionally, any such Board advisor may vote on whether the Board should accept this Stipulation and issue the attached Final Decision and Order.

7. Respondent is informed that should the Board adopt this Stipulation, the Board's final decision and order is a public record and will be published in accordance with standard Department procedure.


8. The Division of Enforcement joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.


Gold A. Omereonye, R.N.
Respondent
12700 Stafford Road, Apt. 1128
Stafford, TX 77477

6/29/11
Date
per call 6/30/11


Catherine McGinn, BSN, JD
Respondent's Counsel
Coyne, Schultz, Becker & Bauer, S.C
150 East Gilman Street, Suite 1000
Madison, WI 53703

6/29/11
Date


Sandra L. Nowack
Prosecuting Attorney
Department of Regulation and Licensing
P.O. Box 8935
Madison, WI 53708

6/30/11
Date