

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

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IN THE MATTER OF	:	
DISCIPLINARY PROCEEDINGS AGAINST	:	
	:	FINAL DECISION AND ORDER
ROSE C. AUBUCHON, R.N.,	:	
RESPONDENT.	:	<b>ORDER 0001186</b>

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Division of Enforcement Case No. 11NUR347

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

Rose C. Aubuchon, R.N.  
W 55 Cty Rd. N  
Niagara, WI 54151-9100

Division of Enforcement  
Department of Safety and Professional Services  
1400 East Washington Avenue  
P.O. Box 8935  
Madison, WI 53708-8935

Board of Nursing  
Department of Safety and Professional Services  
1400 East Washington Avenue  
P.O. Box 8935  
Madison, WI 53708-8935

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. Rose C. Aubuchon, R.N., (DOB 10/04/1963) is licensed as a professional nurse in the State of Wisconsin (license no. 150455-30). This license was first granted on April 8, 2005.

2. Respondent's most recent address on file with the Wisconsin Board of Nursing is W 55 Cty Rd. N, Niagara, WI 54151-9100.

3. On May 4, 2011, Respondent and the State of Michigan Board of Nursing Disciplinary Subcommittee entered into a Consent Order ("Order") in which Respondent was placed on probation for six months and ordered to pay costs. The probation terms require Respondent to successfully complete one continuing education course in the following areas: a) documentation; b) medication administration; and c) professional accountability and legal liability.

4. The Order was based on the following:

- a. On January 7, 2010, Respondent inadvertently administered a medication intravenously rather than intramuscular as ordered. Respondent failed to notify the patient's physician that she administered the medication through the wrong route.
- b. On February 12, 2010, Respondent administered morphine sulfate 30 mg instead of oxycodone 30 mg as ordered. Respondent discovered the discrepancy during the 7:00 p.m. narcotic count, but failed to notify the charge nurse and the patient's physician, and failed to complete an incident report.

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

#### ORDER

IT IS ORDERED:

1. Rose C. Aubuchon, R.N., is REPRIMANDED.
2. The license of Rose C. Aubuchon, R.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 four (4) hours of pre-approved continuing education in documentation, four (4) hours in medication administration, and four (4) hours in professional accountability, within 90 days of the date of this Order. Respondent is responsible for finding an appropriate course and submitting the

course information to the Board for approval prior to taking the course and in sufficient time to obtain board approval within the 90-day time frame, taking into account the board's meeting schedule. Respondent shall provide proof of completion of the continuing education to the Department Monitor.

- b. Respondent shall, at all times, comply with all terms of the Consent Order issued by the State of Michigan Board of Nursing Disciplinary Subcommittee on May 4, 2011. Respondent shall, provide written proof to the Wisconsin Board of Nursing, or its designee, of her successful completion of the ordered continuing education courses.

3. Upon Respondent providing proof sufficient to the Board, or its designee, that she has successfully complied with all terms and conditions of the Consent Order issued by the State of Michigan Board of Nursing Disciplinary Subcommittee, the Board or its designee shall issue an Order removing this limitation of Respondent's license.

4. Respondent shall, within one hundred twenty (120) days of the date of this Order, pay to the Department of Safety and Professional Services costs of this proceeding in the amount of two hundred Dollars (\$200.00) pursuant to Wis. Stat. § 440.22(2).

5. All petitions, payments, reports and other correspondence shall be mailed or delivered to:

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

6. 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 timely submit payment of the costs as ordered, or fails to comply with the ordered continuing education as set forth above, Respondent's license (no. 150455-30) 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.

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

Wisconsin Board of Nursing

By: Gretchen Lowe  
A Member of the Board

11/3/11  
Date