

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



Wisconsin Department of Safety and Professional Services Access to the Public Records of the Reports of Decisions

This Reports of Decisions document was retrieved from the Wisconsin Department of Department of Safety and Professional Services website. These records are open to public view under Wisconsin's Open Records law, sections 19.31-19.39 Wisconsin Statutes.

Please read this agreement prior to viewing the Decision:

- The Reports of Decisions is designed to contain copies of all orders issued by credentialing authorities within the Department of Safety and Professional Services from November, 1998 to the present. In addition, many but not all orders for the time period between 1977 and November, 1998 are posted. Not all orders issued by a credentialing authority constitute a formal disciplinary action.
- Reports of Decisions contains information as it exists at a specific point in time in the Department of Safety and Professional Services data base. Because this data base changes constantly, the Department is not responsible for subsequent entries that update, correct or delete data. The Department is not responsible for notifying prior requesters of updates, modifications, corrections or deletions. All users have the responsibility to determine whether information obtained from this site is still accurate, current and complete.
- There may be discrepancies between the online copies and the original document. Original documents should be consulted as the definitive representation of the order's content. Copies of original orders may be obtained by mailing requests to the Department of Safety and Professional Services, PO Box 8935, Madison, WI 53708-8935. The Department charges copying fees. *All requests must cite the case number, the date of the order, and respondent's name as it appears on the order.*
- Reported decisions may have an appeal pending, and discipline may be stayed during the appeal. Information about the current status of a credential issued by the Department of Safety and Professional Services is shown on the Department's Web Site under "License Lookup."
The status of an appeal may be found on court access websites at:
<http://ccap.courts.state.wi.us/InternetCourtAccess> and <http://www.courts.state.wi.us/wsccl>.
- Records not open to public inspection by statute are not contained on this website.

By viewing this document, you have read the above and agree to the use of the Reports of Decisions subject to the above terms, and that you understand the limitations of this on-line database.

Correcting information on the DSPS website: An individual who believes that information on the website is inaccurate may contact the webmaster at web@drl.state.wi.gov

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF	:	
DISCIPLINARY PROCEEDINGS AGAINST	:	
	:	FINAL DECISION AND ORDER
RICHARD N. WILDES, R.N.,	:	
RESPONDENT.	:	ORDER 0001311

Division of Enforcement Case No. 11NUR165

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

Richard N. Wildes, R.N.
3206 Caliente Court
Apt 5418
Arlington, TX 76017

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

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. Richard N. Wildes, R.N., (DOB 09/16/1951) is licensed as a professional nurse in the State of Wisconsin (license no. 114606-30). This license was first granted on September 24, 1993.

2. Respondent's most recent address on file with the Wisconsin Board of Nursing is 3206 Caliente Court, Apt 5418, Arlington, TX 76017.

3. On March 27, 2008, the Maryland Board of Nursing ("Maryland Board") received a complaint from Shore Health System ("SHS"). The complaint alleged that on March 23, 2008, Respondent, while caring for Patient A, slipped his hand down to Patient A's vagina while checking her abdomen. Patient A reported she no longer wanted Respondent to provide care for her.

4. On May 7, 2008, the Easton Police Department filed an Application for State of Charges ("Application") in the District Court of Maryland Talbot County. The Application alleged the following:

The female victim advised [the Respondent] entered her room and he said, 'We are going to have a good time tonight.' . . . The female victim advised [the Respondent] started checking her vital signs and then as [the Respondent] checked down to her stomach area (abdominal area). The female victim advised [the Respondent's] hand went down to her vagina area [and] touched just over the top of her clitoris area. The female victim advised [the Respondent] said, 'I'm sorry.' The female victim advised that she thought it was just an accident. . . The female victim advised [the Respondent] returned to her room again to take vitals and once again he examined her stomach. The female victim advised once again [the Respondent's] hand went down to her vagina area touching over the top of this area. The female victim advised she knew then this was no accident and watched [the Respondent's] facial expression change and the color of [the Respondent's] face changed.

5. On May 7, 2008, the District Court of Maryland for Talbot County charged Respondent with 2 Counts of Assault-2nd Degree, 2 Counts of Sex Offense-3rd Degree, and 2 Counts of Sex Offense-4th Degree. In November 2008, the charges were transferred to the Circuit Court for Talbot County.

6. On February 20, 2009, Respondent entered into a plea agreement with the State, pleading guilty to Assault-2nd Degree. Respondent was sentenced to 6 months suspended with 1 year of supervised probation. Respondent was further ordered to attend mental health counseling.

7. In May 2009, the Maryland Board issued an Order for Summary Suspension of Multistate Licensing Privilege to Practice Nursing and Notice of Charges, which summarily suspended Respondent's privilege to practice as a registered nurse.

8. On June 23, 2009, Respondent failed to appear to present argument at the Show Cause hearing before the Maryland Board. The Maryland Board voted to continue the summary suspension of Respondent's privilege to practice registered nursing in Maryland.

9. On August 31, 2010, the Maryland Board affirmed the summary suspension of Respondent's multistate licensing privileges and further ordered that Respondent's privilege is suspended for a minimum of one year.

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(11) and subjects Respondent to discipline pursuant to Wis. Stat. § 441.07(1)(d).

3. The conduct described in paragraphs 5-6 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).

4. The conduct described in paragraphs 7-9 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. The SURRENDER of the license of Richard N. Wildes to practice nursing in the State of Wisconsin is hereby accepted.

2. The SURRENDER of the privilege of Richard N. Wildes to practice nursing in the State of Wisconsin under another state license pursuant to the Nurse Licensure Compact is hereby accepted.

3. In the event that Respondent re-applies for licensure as a nurse in the future, the Board may enter an order denying such application without further notice or hearing.

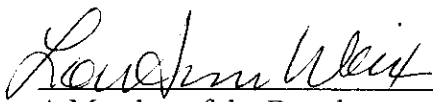
4. In the event that Respondent ever reapplies for any credential in Wisconsin Respondent shall, prior to such application, pay costs of this proceeding in the amount of four hundred dollars (\$400.00). Payment shall be made payable to the Wisconsin Department of Safety and Professional Services, and mailed to:

Department Monitor
Division of Enforcement
Department of Safety and Professional Services

P.O. Box 8935
Madison, WI 53708-8935
Telephone (608) 267-3817
Fax (608) 266-2264

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

Board of Nursing

By: 
A Member of the Board

1/26/12
Date