

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF :
DISCIPLINARY PROCEEDINGS AGAINST :
: FINAL DECISION AND ORDER
KARA A. FEDIE, R.N., A.P.N.P., :
RESPONDENT. : ORDER 0001994

Division of Enforcement Case No. 12NUR225

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

Kara A. Fedie, R.N., A.P.N.P.
31516 Vista Path
Lake City, MN 55041

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. Kara A. Fedie, R.N., A.P.N.P., (DOB 01/26/1975) is licensed as a professional nurse in the State of Wisconsin (license no. 173763-30). This license was first granted on July 6, 2010. Respondent is also credentialed as an advanced practice nurse prescriber (credential no. 4090-33). This credential was first granted on August 2, 2010.

2. Respondent's most recent address on file with the Wisconsin Board of Nursing is 31516 Vista Path, Lake City, MN 55041.

3. On two occasions in 2011, Respondent misrepresented herself to be someone else and prescribed Phentermine to others in order to obtain the medication for her own use. Respondent suffered from an illness, which resulted in her desire for Phentermine.

4. On April 28, 2011, Respondent picked up a prescription and was arrested. Respondent was charged with 5th degree felony of procuring/possessing/controlling drugs by fraud or deceit, and 5th degree felony possession of a schedule IV drug.

5. As a part of her probation agreement, Respondent participated in a chemical dependency evaluation, abstained from alcohol and controlled substances not prescribed by a health care provider, paid a fine and participated in random toxicology screens.

6. Respondent is currently enrolled in an outpatient program and participating in group therapy.

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 Wis. Admin. Code § N 7.04(2) and subjects Respondent to discipline pursuant to Wis. Stat. § 441.07(1)(d).

ORDER

IT IS ORDERED, that the attached Stipulation is accepted.

IT IS FURTHER ORDERED that:

1. Kara A. Fedie, R.N., A.P.N.P., is REPRIMANDED.

2. The license and credential of Kara A. Fedie, 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 the National Council of State Boards of Nursing continuing education course titled Ethics of

Nursing, worth 4.8 contact hours, within ninety (90) days of the date of this Order. Respondent shall provide proof of completion of the continuing education to the Department Monitor.

- b. For a period of at least two (2) years while working at least half-time as a nurse:
 - i. Respondent shall not consume any controlled substance listed in Schedule I-IV without a valid prescription of an authorized prescriber, and for a valid medical purpose. Respondent shall, upon request of the Board or its designee, or the Department, or an investigator thereof (including a law enforcement officer, acting at the request of the Board or its designee, the Department, or an investigator thereof), submit a sample of Respondent's blood, urine, breath, and/or hair (as designated by the requesting person) for analysis, forthwith upon such request.
 - ii. Respondent shall provide her nursing employers with a copy of this Order before engaging in any nursing employment.
 - iii. Respondent shall work only in a work setting pre-approved by the Board. Respondent's current employment as a nurse anesthetist at Hudson Hospital, Hennepin County Medical Center and St. Elizabeth's Hospital is approved. Respondent shall not work in a home health, agency or pool position. In the event Respondent leaves any of her current nursing positions, Respondent shall work only under direct supervision, and only in a work setting pre-approved by the Board.
 - iv. Respondent's supervisor(s) at work settings where Respondent works an average of 10 or more hours in a month in a given quarter, who is aware of Respondent's illness, shall provide written reports on Respondent's work performance to the Department Monitor on a quarterly basis, as directed by the Department Monitor. It shall be Respondent's responsibility to insure that the reports are made in a timely manner.
 - v. Respondent's treating therapist shall provide written reports on Respondent's treatment progress to the Department Monitor on a quarterly basis, as directed by the Department Monitor. It shall be Respondent's responsibility to ensure that the reports are made in a timely manner. If Respondent's primary care physician treats Respondent in a manner related to her illness and/or medication management for her illness, Respondent's physician shall provide a written report on Respondent's treatment progress to the Department Monitor within 30 days

of the treatment. It shall be Respondent's responsibility to insure that the reports are made in a timely manner.

- vi. 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. After two (2) years of working as a nurse at least half-time, Respondent may petition the board for the modification or termination of the limitation. The Board may grant or deny the petition, in its discretion, or may modify this Order as it sees fit.

4. Respondent shall, within 90 days of the date of this Order, pay to the Department of Safety and Professional Services costs of this proceeding in the amount of Three Hundred Dollars (\$300.00), pursuant to Wis. Stat. § 440.22(2).

5. Any requests, petitions, reports, or payments shall be mailed, faxed or delivered to:

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 comply with the ordered continuing education or fails to timely submit payment of the costs as ordered, Respondent's license (no. 173763-30) and credential (no. 4090-33) 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.

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

Dated at Madison, Wisconsin this 16 day of August, 2012.

Board of Nursing

By: Julia Nelson, RN
A Member of the Board