

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

CYNTHIA M. GARCIA-DIONYSIUS, R.N.,
RESPONDENT.

:
:
:
:
:

FINAL DECISION AND ORDER

ORDER 0002250

Division of Legal Services and Compliance¹ Case No. 12 NUR 212

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

Cynthia M. Garcia-Dionysius, R.N.
3724 Oak Lane Drive
Beloit, WI 53511

Wisconsin Board of Nursing
P.O. Box 8935
Madison, WI 53708-8935

Division of Legal Services and Compliance
Department of Safety and Professional Services
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 disposition of this matter, subject to the approval of the Board of Nursing (Board). The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. Respondent Cynthia M. Garcia-Dionysius, R.N., (dob January 11, 1969) is licensed in the State of Wisconsin as a professional nurse, having license number 30-115482, first issued on March 25, 1994 and current through February 28, 2014. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 3724 Oak Lane Drive, Beloit, Wisconsin 53511.

2. At all times relevant to this action, Respondent was employed as a professional nurse in Beloit, Wisconsin.

¹ The Division of Legal Services and Compliance was formerly known as the Division of Enforcement.

3. On January 29, 2012, Respondent administered an IV of Saline solution to a co-worker without obtaining a required physician's order for the procedure.

4. On April 9, 2012, Respondent admitted during an employer investigation that she:

a. Administered an IV without a physician's orders;

b. Knew she was practicing medicine without a medical license and outside her nursing license;

c. Made a bad decision without thinking it through, stating she did so because the co-worker was suffering from a hangover and she "wanted to make him feel better"; and

d. Had performed the same procedure on previous occasions under similar circumstances.

5. On April 11, 2012, Respondent submitted her resignation.

6. On April 13, 2012, Respondent was terminated due to the serious nature of her actions.

7. Respondent promptly and fully cooperated with the investigation by her employer and by the Department of Safety and Professional Standards of the matters set forth above.

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 pursuant to Wis. Stat. § 227.44(5).

2. By the conduct described in the Findings of Fact, Cynthia M. Garcia-Dionysius, R.N., engaged in unprofessional conduct as defined in Wis. Admin. Code § N 7.04(5).

3. Therefore, Cynthia M. Garcia-Dionysius, R.N., is subject to discipline pursuant to Wis. Stat. § 441.07(1)(d).

ORDER

1. The attached Stipulation is accepted.

2. Cynthia M. Garcia-Dionysius, R.N., is REPRIMANDED.

3. Within 90 days from the date of this Order, Cynthia M. Garcia-Dionysius, R.N., shall successfully complete four (4) hours of education in ethics of nursing practice, offered by a provider pre-approved by the Board of Nursing's monitoring liaison, including taking and passing any exam offered for the course.

4. Cynthia M. Garcia-Dionysius, R.N., shall submit proof of successful completion of the education in the form of verification from the institution providing the education to the Department Monitor at the address stated below. None of the education completed pursuant to this requirement may be used to satisfy any education requirements that have been or may be instituted by the Board or Department, and also may not be used in future attempts to upgrade a credential in Wisconsin.

5. Within 120 days from the date of this Order, Cynthia M. Garcia-Dionysius, R.N. shall pay COSTS of this matter in the amount of ONE HUNDRED FIFTY DOLLARS (\$150.00).

6. Request for approval of courses, proof of successful course completion and payment of costs (made payable to the Wisconsin Department of Safety and Professional Services) shall be mailed, faxed, or delivered by Respondent to the Department Monitor at the address below:

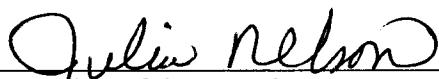
Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 8935, Madison, WI 53708-8935
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

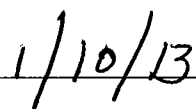
7. Violation of any of the terms of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's license. The Board in its discretion may in the alternative impose additional conditions and limitations or other additional discipline for a violation of any of the terms of this Order. In the event Respondent fails to timely submit payment of the costs as ordered or fails to submit proof of successful completion of the ordered education as set forth above, Respondent's license (no. 30-115482) 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 and completion of the education.

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

WISCONSIN BOARD OF NURSING

by:


A Member of the Board


Date