

## 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

ROBERT B. WATTS, R.N.,  
RESPONDENT.

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FINAL DECISION AND ORDER

**0003016**

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Division of Legal Services and Compliance Case No. 13 NUR 440

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

Robert B. Watts, R.N.  
202 Maplewood Apt B  
Victoria, TX 77901

Wisconsin Board of Nursing  
P.O. Box 8366  
Madison, WI 53708-8366

Division of Legal Services and Compliance  
Department of Safety and Professional Services  
P.O. Box 7190  
Madison, WI 53707-7190

PROCEDURAL HISTORY

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 Wisconsin 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 Robert B. Watts, R.N., (dob February 10, 1959) is not licensed in the State of Wisconsin. Respondent is licensed as a professional nurse in the State of Texas, having license number 602323, first issued on March 15, 1994 and current through February 28, 2015. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 202 Maplewood Apt B, Victoria, Texas 77901.

2. Respondent was working as a nurse in the State of Wisconsin under the Nursing Licensure Compact.

3. At all times relevant to this proceeding, Respondent was employed as a professional nurse at a hospital (Hospital), located in Weston, Wisconsin.

4. On or about July 18, 2013, the director of nursing (DON) became aware that Respondent was asking fellow nurses to waste narcotics more frequently than any other nurse.

5. When confronted, Respondent turned over his badge and phone and left the Hospital.

6. Respondent returned to Texas and has no intentions of returning to Wisconsin.

7. In resolution of this matter, Respondent consents to the entry of the following Conclusions of Law and Order.

#### 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, Robert B. Watts, R.N., was impaired as defined by Wis. Admin. Code § N 7.03(2) by the use of alcohol or any drug to an extent that such use impairs the ability of the licensee to safely or reliably practice.

3. By the conduct described in the Findings of Fact, Robert B. Watts, R.N., engaged in unprofessional conduct as defined in Wis. Admin. Code § N 7.04(2) by obtaining a drug other than in the course of legitimate practice or as otherwise prohibited by law.

6. As a result of the above conduct, Robert B. Watts, R.N., is subject to discipline pursuant to Wis. Stat. § 441.07(1)(b), (c) and (d).

#### ORDER

1. The attached Stipulation is accepted.

2. The voluntary SURRENDER of Robert B. Watts, R.N., (Texas license no. 602323) privilege to practice nursing in the State of Wisconsin or under another state license pursuant to the Nurse Licensure Compact is hereby accepted.

3. In the event that Respondent petitions the Board of Nursing for re-licensure as a nurse in the future, the Board may enter an order denying such application without further notice or hearing. Whether to grant a license and whether to impose any limitations or restrictions on any license granted shall be in the discretion of the Board.

4. Within 120 days from the date of this Order, Robert B. Watts, R.N., shall pay COSTS of this matter in the amount of \$350.00.

5. Payment of costs shall be made payable to the Wisconsin Department of Safety and Professional Services and sent 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 7190, Madison, WI 53707-7190  
Telephone (608) 267-3817; Fax (608) 266-2264  
DSPSMonitoring@wisconsin.gov

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

WISCONSIN BOARD OF NURSING

by:

Julia Nelson, RN  
A Member of the Board

Date

2/13/14

STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

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IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

ROBERT B. WATTS, R.N.,  
RESPONDENT.

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STIPULATION

**0003016**

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Division of Legal Services and Compliance Case No. 13 NUR 440

Respondent Robert B. Watts, R.N., and the Division of Legal Services and Compliance,  
Department of Safety and Professional Services stipulate as follows:

1. This Stipulation is entered into as a result of a pending investigation by the  
Division of Legal Services and Compliance. Respondent consents to the resolution of this  
investigation by Stipulation.

2. Respondent understands that by signing this Stipulation, Respondent voluntarily  
and knowingly waives the following rights:

- the right to a hearing on the allegations against Respondent, 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 Respondent;
- the right to call witnesses on Respondent's behalf and to compel their attendance by  
subpoena;
- the right to testify on Respondent's own behalf;
- 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 Respondent under the United States Constitution,  
the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code,  
and other provisions of state or federal law.

3. Respondent is aware of Respondent's right to seek legal representation and has  
been provided an opportunity to obtain legal counsel before signing this Stipulation.

4. Respondent agrees to the adoption of the attached Final Decision and Order by  
the Wisconsin Board of Nursing (Board). 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 then be returned to the Division

of Legal Services and Compliance for further proceedings. In the event that the 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 the consideration of this attempted resolution.

6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance and any member of the Board ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of Respondent, for purposes of speaking in support of this agreement and answering questions that any member of the Board may have in connection with deliberations on the Stipulation. Additionally, any such 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 Legal Services and Compliance joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.

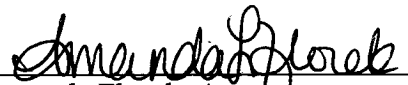
  
Robert B. Watts, R.N., Respondent

202 Maplewood Apt. B

Victoria, TX 77901

License no. Texas 602323

Jan 13th, 2014  
Date

  
Amanda Florek, Attorney

Division of Legal Services and Compliance

P.O. Box 7190

Madison WI 53707-7190

1/23/14  
Date