

## 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 THE LICENSE OF

AMY M. SCHOEPKE, R.N.

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FINAL DECISION AND ORDER  
FOR REMEDIAL EDUCATION

**00032 17**

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Division of Legal Services and Compliance<sup>1</sup> Case No. 12 NUR 236

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

Amy M. Schoepke, R.N.  
27100 Sherwood Forest Drive  
Waterford, WI 53185-5248

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 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. Licensee Amy M. Schoepke, R.N., (dob January 13, 1980) is licensed in the State of Wisconsin as a professional nurse, having license number 157938-30, first issued on February 28, 2007 and current through February 28, 2014. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 27100 Sherwood Forest Drive, Waterford, Wisconsin 53185-5248.

2. At all times relevant to this proceeding, Respondent was employed as a professional nurse at a specialty hospital and rehabilitation facility (Facility), located in Waterford, Wisconsin.

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<sup>1</sup> The Division of Legal Services and Compliance was formerly known as the Division of Enforcement.

3. On or about April 12, 2012, Respondent was the charge nurse for the hospital unit of the Facility.

4. On or about April 12, 2012, Respondent was caring for Patient A, in her capacity as a charge nurse. Patient A was diagnosed with chronic renal failure, acute respiratory failure, multi-system failure, and other comorbidities.

5. On April 12, 2012 sometime in the morning, Patient A's doctor discussed removal of life support with Patient A's husband. The family was considering removing life support but had not made a decision. At that time, the doctor did not write the orders for removal of the ventilator or for pain medications for respiratory distress (due to the removal of the ventilator).

6. GK, a registered nurse, states that in the early afternoon of April 12, 2012, Patient A indicated that she wanted to live.

7. At 1430, GK went on lunch break and informed staff that he placed a call to Patient A's doctor and was awaiting a call back. An EMT covered for GK during his break. While GK was on lunch, Respondent went into Patient A's room. When Respondent left the room, she told the EMT that Patient A no longer wished to live and wanted life support removed.

8. At 1500, GK states that he returned to the unit from lunch and was advised by the EMT that Patient A wanted to be allowed to pass.

9. At 1547, GK paged the respiratory therapist to remove life support for Patient A.

10. Respondent reviewed Patient A's file for end of life orders and noted the orders were not in the file. GK stated the orders were at the nurse's station as he had not had time to complete documentation. Respondent did not verify that a completed physician's written order, to remove the ventilator, was in Patient A's medical chart.

11. At approximately 1547, Respondent informed the respiratory therapist that Patient A's family decided to remove Patient A's ventilator.

12. At 1552, the respiratory therapist removed the ventilator.

13. Between 1547 and 1725, GK administered doses of morphine to Patient A for pain and respiratory failure.

14. At approximately 1806, Patient A passed away.

15. Respondent does not agree that all of the statements attributed to GK are accurate. However, 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 is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

### ORDER

1. The attached Stipulation is accepted.
2. Within 6 months of the date of this Order, Amy M. Schoepke, R.N., shall, at Licensee's own expense, take and successfully complete 6 (six) hours of education in supervision, direction and delegation of nursing procedures and techniques as follows:
  - a. Each course attended in satisfaction of this Order must be pre-approved by the Board or its designee. Licensee shall be responsible for locating course(s) satisfactory to the Board and for obtaining the required approval of the courses from the Board or its designee. Licensee must take and pass any exam offered for the course(s).
  - b. Licensee 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.
3. Within 120 days from the date of this Order, Licensee shall pay COSTS of this matter in the amount of \$2,210.00
4. Request of 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 sent by Licensee 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

5. 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 Licensee's license. The Board in its discretion may in the alternative impose additional conditions and limitations for a violation of any of the terms of this Order. In the event Licensee 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, Licensee's license (no. 157938-30) may, in the discretion of the Board or its designee, be SUSPENDED, without further notice or hearing, until Licensee has complied with payment of the costs and completion of the education.

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

WISCONSIN BOARD OF NURSING

by: Julia Nelson, RN  
A Member of the Board

5/8/14  
Date

STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

IN THE MATTER OF THE LICENSE OF  
AMY M SCHOEPEKE, R.N.

STIPULATION  
0003217

Division of Legal Services and Compliance<sup>1</sup> Case No. 12 NUR 236

Licensee Amy M. Schoepke, 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. Licensee consents to the resolution of this investigation by Stipulation.
2. Licensee understands that by signing this Stipulation, Licensee voluntarily and knowingly waives the following rights:
  - the right to a hearing on the allegations against Licensee, 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 Licensee;
  - the right to call witnesses on Licensee's behalf and to compel their attendance by subpoena;
  - the right to testify on Licensee'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 Licensee under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and other provisions of state or federal law.
3. Licensee is aware of Licensee's right to seek legal representation and has been provided an opportunity to obtain legal counsel before signing this Stipulation. Respondent is represented by Attorney Maureen Moloney, Vonbricsen & Roper, S.C.
4. Licensee 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. Licensee waives all rights to any appeal of the Board's order, if adopted in the form as attached.

<sup>1</sup> The Division of Legal Services and Compliance was formerly known as the Division of Enforcement.

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.

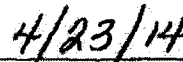
6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance and any member of the Board ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of Licensee, for purposes 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. Licensee 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.

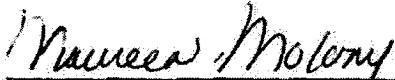
8. The Division of Legal Services and Compliance joins Licensee in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.



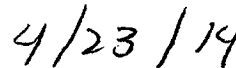
Amy M. Schoepke, R.N., Respondent  
27100 Sherwood Forest Drive  
Waterford, WI 53185-5248  
License no. 157938-30



Date



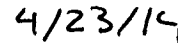
Maureen Molony, Attorney for Respondent  
Vonbriesen and Roper, S.C.  
3 South Pinckney Street, Suite 1000  
Madison, WI 53703-4200



Date



Kim M. Kluck, Attorney  
Division of Legal Services and Compliance  
Wisconsin Department of Safety and Professional Services  
P.O. Box 8935  
Madison, WI 53708-8935



Date