

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

LEYONNA N. BOYD, R.N.,
RESPONDENT.

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FINAL DECISION AND ORDER

0005263

Division of Legal Services and Compliance Case No. 15 NUR 617

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

Leyonna N. Boyd, R.N.
3002 N. 58th St.
Milwaukee, WI 53210

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

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 Leyonna N. Boyd, R.N., (dob April 2, 1982) is licensed in the State of Wisconsin as a professional nurse, having license number 166115-30, first issued on February 19, 2009, and current through February 28, 2018. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 3002 North 58th Street, Milwaukee, Wisconsin 53210.

2. On June 24, 2012, Respondent was involved in a verbal altercation with her child's father. The child's father attempted to leave Respondent's home with their child.

3. Respondent shattered both windshields of the child's father's vehicle with a baseball bat while the child and child's father were inside the vehicle. This caused broken glass to land on the child's head and caused small lacerations on the child's legs.

4. When law enforcement made contact with Respondent, she was highly combative, had a strong odor of alcohol, and had slurred speech. Respondent was arrested and transported to the Milwaukee County Jail.

5. On August 23, 2012, in Milwaukee County Circuit Court case number 2012CF3193, Respondent plead guilty to one (1) count of child abuse – recklessly causing harm, in violation of Wis. Stat. § 948.03(3)(b), a felony, and one (1) count of disorderly conduct, in violation of Wis. Stat. § 947.01(1), a misdemeanor.

6. Respondent entered into a deferred prosecution agreement (DPA) with the court, delaying the entry of the judgment of conviction.

7. On May 30, 2013, following a disorderly encounter with the child's father, the DPA was revoked and the judgment of conviction was entered on the charges as stated in paragraph 6. Respondent failed to timely report this conviction.

8. Respondent was sentenced to two (2) years of probation. As part of her sentence, she was ordered to complete a batterer's intervention program, a course in anger management, attend parenting issues classes, and comply with all recommended assessments and treatments by the probation agent.

9. Respondent complied with all conditions of her probation.

10. On November 6, 2015, Respondent self-reported this conviction to the Department.

11. On September 2, 2016, Respondent obtained an AODA assessment and was found not to have substance abuse or other dependency issues.

12. On December 19, 2016, Respondent obtained a fitness to practice evaluation and does not have any physical or health impairments preventing her from safely practicing nursing.

13. Respondent had been employed as an RN at Advanced Pain Management in Milwaukee, Wisconsin from December 2011 to July 2016. Respondent continues to work for Advanced Pain Management on an as-needed basis (one to two days per month).

14. Respondent's employer (Advanced Pain Management) submitted a letter of recommendation to the Department on November 2, 2015, in support of her continued employment at Advanced Pain Management and as a reference to Respondent's professionalism and dedication as a nurse.

15. In July 2016, Respondent began employment at DaVita Dialysis.

16. 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, Leyonna N. Boyd, R.N., violated Wis. Stat. § 440.03(13)(am), by failing to report a conviction of a felony or misdemeanor to the department within 48 hours after the entry of the judgment of conviction.

3. By the conduct described in the Findings of Fact, Leyonna N. Boyd, R.N., engaged in unprofessional conduct as defined by Wis. Admin. Code § N 7.04(1)¹, by violating, or aiding and abetting a violation of any law substantially related to the practice of professional nursing.

4. As a result of the above conduct, Leyonna N. Boyd, R.N., is subject to discipline pursuant to Wis. Stat. § 441.07(1)(b) and (d)².

ORDER

1. The attached Stipulation is accepted.

2. Respondent Leyonna N. Boyd, R.N., is REPRIMANDED.

3. The professional nursing license issued to Respondent Leyonna N. Boyd, R.N., (license number 166115-30) and her privilege to practice in Wisconsin pursuant to the Nurse Licensure Compact, are LIMITED as follows:

- a. Respondent shall provide her nursing employer with a copy of this Order before engaging and/or continuing in any nursing employment.
- b. For a period of at least two (2) years while working at least half-time as a nurse, Respondent shall arrange for her nursing employer(s) to send to the Department Monitor quarterly reports, reporting the terms and conditions of Respondent's employment and evaluating her work performance. Respondent is responsible for the timely submission of the work reports.
- c. Respondent shall provide the Department Monitor with written acknowledgment from each nursing employer (present and future) that a copy of this Order has been received. Such acknowledgment shall be provided to the Department Monitor within fourteen (14) days of

¹ All references to Wis. Admin. Code § N 7.04 refer to the Code as it existed before August 1, 2014.

² (2011-2012)

beginning new employment and/or within fourteen (14) days of the date of this Order for employment current as of the date of this Order.

- d. After two (2) years of working at least half-time as a nurse, 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. Within 120 days from the date of this Order, Leyonna N. Boyd, R.N., shall pay COSTS of this matter in the amount of \$533.00.

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

6. In the event that Respondent violates any term of this Order, Respondent's license (no. 166115-30) to practice nursing in the state of Wisconsin may, in the discretion of the Board or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with the terms of the Order. The Board may, in addition and/or in the alternative, refer any violation of this Order to the Division of Legal Services and Compliance for further investigation and action.

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

WISCONSIN BOARD OF NURSING

By: Deyl Krause
A Member of the Board

4-13-17
Date

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

LEYONNA N. BOYD, R.N.,
RESPONDENT.

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STIPULATION
0005263

Division of Legal Services and Compliance Case No. 15 NUR 617

Respondent Leyonna N. Boyd, 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. Respondent
is represented by Patrick Knight.

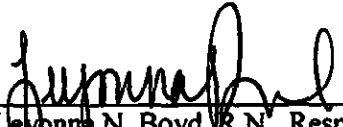
4. Respondent agrees to the adoption of the attached Final Decision and Order by
the Wisconsin Board of Nursing (Board). The parties to the Stipulation consent to the entry of
the attached Final Decision and Order without further notice, pleading, appearance or consent of
the parties. Respondent waives 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 or Respondent's attorney, 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.

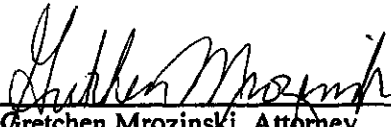
8. The Division of Legal Services and Compliance joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.


LeYonna N. Boyd, R.N., Respondent
3002 N. 58th St.
Milwaukee, WI 53210
License no. 166115-30

2/27/17
Date


Patrick Knight, Attorney for Respondent
Gimbel Reilly Guerin & Brown, LLP
Two Plaza E., Ste. 1170
330 E. Kilbourn Ave.
Milwaukee, WI 53202

2/27/17
Date


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

2-27-17
Date