

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

RESCHA L. BLOEDOW, R.N., A.P.N.P.,
RESPONDENT.

:
:
: FINAL DECISION AND ORDER
:
:

0005840

Division of Legal Services and Compliance Case No. 17 NUR 165

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

Rescha L. Bloedow, R.N., A.P.N.P.
1050 County Road QQ, Apt. 2
Waupaca, WI 54981

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 Rescha L. Bloedow, R.N., A.P.N.P., (dob November 17, 1972) is licensed in the State of Wisconsin as a professional nurse, having license number 122450-30, first issued on March 19, 1996, and current through February 28, 2018. Respondent is also licensed in the State of Wisconsin as an advanced practice nurse prescriber, having license number 2015-33, first issued on January 31, 2002, and current through September 30, 2018.

2. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 1050 county Road QQ, Apartment 2, Waupaca, Wisconsin 54981.

3. At all times relevant to this proceeding, Respondent was employed as a nurse practitioner at a health care clinic (Clinic) located in Waupaca, Wisconsin.

Patient A

4. Patient A was first evaluated and treated by Respondent at the Clinic in June 2015.

5. Patient A had his last in person evaluation by Respondent at the Clinic on August 11, 2015.

6. Between June 2015 and January 2017, Respondent developed an emotional relationship with Patient A.

7. Between February 2016 and January 2017, Respondent prescribed medications (non-controlled substances) to Patient A without examining, diagnosing, or properly documenting in the patient's medical chart.

8. On February 15, 2016, Patient A contacted Respondent by telephone requesting a refill on Lexapro® (escitalopram). Respondent authorized the refill and changed Patient A's prescription for Buspar® (buspirone) from 20 mg on an as needed basis to 10-20 mg up to three times a day as needed. Respondent did not document a visit diagnosis in the medical record.

9. On March 4, 2016, Patient A contacted the Clinic and spoke with a medical assistant. The medical assistant called Respondent, who ordered an increase in Patient A's lisinopril from 5 mg daily to 10 mg daily. Respondent did not document a visit diagnosis in the medical record.

10. On March 7, 2016, Patient A contacted Respondent regarding depression and dysthymic symptoms. Respondent charted "after thorough discussion of symptoms, did opt to start Abilify (sic) as an adjunct medication for depression symptoms." Respondent also noted that Patient A would be getting his blood pressure rechecked again this week as it was high last week and she increased the dosage of his lisinopril. Respondent did not document a visit diagnosis in the medical record.

11. On July 12, 2016, Respondent refilled a prescription for doxycycline for Patient A. Respondent charted that Patient A did not take the medication as directed when it was first prescribed but that he will take it regularly this time. Respondent did not document a visit diagnosis in the medical record.

12. On December 17, 2016, Respondent prescribed an albuterol inhaler for Patient A without documenting an exam or visit diagnosis in the patient's medical record.

13. On January 8, 2017, Respondent authorized a prescription for tadalafil 10 mg for Patient A without a corresponding encounter, exam, or visit diagnosis recorded in the patient's medical record. This prescription was discontinued by Respondent on January 9, 2017. Patient A's medical record did not list erectile dysfunction in the "active problem list." Patient A's

medical record only shows erectile dysfunction medication in the current medications section on August 11, 2015.

14. On January 9, 2017, Respondent authorized a prescription for sildenafil 20 mg for Patient A, to replace the tadalafil prescription which was cost prohibitive, without a corresponding encounter, exam, or visit diagnosis recorded in the patient's medical record.

15. In the middle of January 2017, Respondent travelled to San Antonio, Texas, to meet Patient A and his family.

16. On January 27, 2017, Respondent reported her emotional relationship to the Clinic practice administrator. Respondent stated the relationship had only been going on for a week and Respondent thought she may have a complaint filed against her for the relationship.

17. After reporting the emotional relationship, Respondent advised Patient A to establish care with a new care provider.

18. On January 30, 2017, Patient A's wife sent a message to Dr. C via My Chart® stating that Respondent went to Texas to meet Patient A and his family the prior week. She also stated that Respondent and Patient A had been texting for over a year, spending personal time together, and that Respondent had sent books and cards to the couple's home. This message was received by Dr. C's nurse, who forwarded the message to the Clinic administrator.

19. On January 30, 2017, Respondent was interviewed about the relationship by her employer. During the interview, Respondent admitted to having an emotional relationship with Patient A for couple of weeks, that she did take care of Patient A as a patient, that she did accept a Facebook® friend request from Patient A in 2015, and that she met Patient A and his family in Texas in the middle of January 2017. Respondent denies having a sexual relationship with Patient A.

20. The standard of care ordinarily exercised by a nurse practitioner in Wisconsin would have been to perform an exam, visit, or encounter with Patient A before prescribing medications.

21. By prescribing medications without a corresponding exam, visit, or encounter with Patient A, Respondent substantially departed from the standard of care identified in paragraph 20 above.

Patient B

22. Patient B is the adult son of Patient A.

23. On April 7, 2016, Patient B contacted Respondent by telephone regarding an infected tooth. Respondent prescribed penicillin for Patient B without a corresponding visit diagnosis in the patient's medical record.

24. On April 13, 2016, Patient B presented at the Clinic for an appointment with Respondent. This visit was appropriately documented and included a visit diagnosis.

25. On November 15, 2016, Respondent prescribed buspirone 10 mg to Patient B without a corresponding encounter, exam, or visit diagnosis recorded in the patient's medical record.

26. In January 2017, Patient B sent Respondent a Facebook® message requesting a prescription to help him avoid an alcoholic relapse. Patient B also had a history of abusing Xanax® and had previously broken a controlled substances contract with the Clinic. Respondent denies responding to the message.

27. On January 26, 2017, Respondent wrote a prescription for citalopram 20 mg for Patient B. Respondent did not document a visit diagnosis in the patient's medical record.

28. On January 26, 2017, Respondent prescribed clonazepam 1 mg for Patient B. This prescription is not documented in the patient's medical chart. Pursuant to Wis. Stat. § 961.20(2)(cn), clonazepam is a schedule IV controlled substance for which, under the circumstances at issue, a prescription is required pursuant to Wis. Stat. § 961.38(3).

29. On January 30, 2017, Patient B's mother sent a message through My Chart® expressing concern that Respondent prescribed a "habit-forming" medication to an individual with prior substance abuse issues.

30. On January 31, 2017, Patient B called the Clinic and requested that his prescription for clonazepam be changed so that he could take it three (3) times a day because "the whole [Patient A] and [Respondent] thing has brought me so much anxiety."

31. The standard of care ordinarily exercised by a nurse practitioner in Wisconsin would have been to engage in an exam, visit, or encounter with Patient B before prescribing medications.

32. By prescribing medications without a corresponding exam, visit, or encounter with Patient B, Respondent substantially departed from the standard of care identified in paragraph 31 above.

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

CONCLUSIONS OF LAW

1. By the conduct described in the Findings of Fact, Rescha L. Bloedow, R.N., A.P.N.P., violated Wis. Admin. Code § N 7.03(4)(e)1.a., by violating principles of professional boundaries, including any of the following: a. Failing to establish, maintain, or communicate professional boundaries with the patient.

2. By the conduct described in the Findings of Fact, Rescha L. Bloedow, R.N., A.P.N.P., violated Wis. Admin. Code § N 7.03(4)(e)1.b., by violating principles of professional

boundaries, including any of the following: b. Engaging in relationships with patients that could impair the nurse's professional judgment.

3. By the conduct described in the Findings of Fact, Rescha L. Bloedow, R.N., A.P.N.P., violated Wis. Admin. Code § N 7.03(4)(e)1.d., by violating principles of professional boundaries, including any of the following: d. Engaging in dual relationships if the nurse's ability to provide appropriate care would be compromised due to the nature of the additional relationship with the patient.

4. By the conduct described in the Findings of Fact, Rescha L. Bloedow, R.N., A.P.N.P., violated Wis. Admin. Code § N 7.03(6)(c), by engaging in unsafe practice or substandard care, including any of the following: (c) Departing from or failing to conform to the minimal standards of acceptable nursing practice that may create unnecessary risk or danger to a patient's life, health, or safety. Actual injury to a patient need not be established.

5. By the conduct described in the Findings of Fact, Rescha L. Bloedow, R.N., A.P.N.P., violated Wis. Admin. Code § N 7.03(8)(a), by prescribing any drug other than in the course of legitimate practice or as otherwise prohibited by law, by prescribing an albuterol inhaler, penicillin, tadalafil, sildenafil, buspirone, citalopram, and clonazepam without examining or diagnosing the patients.

6. As a result of the above conduct, Rescha L. Bloedow, R.N., A.P.N.P., is subject to discipline pursuant to Wis. Stat. § 441.07(1g)(b) and (d).

ORDER

1. The attached Stipulation is accepted.
2. Respondent Rescha L. Bloedow, R.N., A.P.N.P., is REPRIMANDED.
3. The professional nurse license and advanced practice nurse prescriber license issued to Rescha L. Bloedow, R.N., A.P.N.P., (license numbers 122450-30 and 2015-33, respectively) and her privilege to practice in Wisconsin pursuant to the Nurse Licensure Compact, are LIMITED as follows:
 - a. Within ninety (90) days of the date of this Order, Respondent shall at her own expense, successfully complete three (3) hours of education on the topic of professional boundaries and four (4) hours of education on the topic of ethics offered by a provider pre-approved by the Board's monitoring liaison, including taking and passing any exam offered for the courses.
 - b. Respondent 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 continuing 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.

- c. The limitations in paragraphs a and b above shall be removed from Respondent's license after satisfying the Board or its designee that Respondent has successfully completed all of the ordered education.
- d. For a period of at least two (2) years, Respondent shall provide her nursing employer with a copy of this Order before engaging in any nursing employment. Respondent shall provide the Department Monitor with written acknowledgment from each nursing employer that a copy of this Order has been received. Such acknowledgment shall be provided to the Department Monitor within fourteen (14) days of 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.
- e. 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.
- f. After two (2) years of working at least half-time as a nurse, Respondent may petition the Board for modification or termination of the limitation in paragraphs d and e above. The Board may grant or deny the petition, in its discretion, or may modify this Order as it sees fit.

4. Pursuant to Nurse Licensure Compact regulations, Respondent's nursing practice is limited to Wisconsin during the pendency of this limitation. This requirement may be waived only upon the prior written authorization of both the Wisconsin Board of Nursing and the regulatory board in the state in which Respondent proposes to practice.

5. Within 120 days from the date of this Order, Rescha L. Bloedow, R.N., A.P.N.P., shall pay COSTS of this matter in the amount of \$786.00.

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 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

7. In the event Respondent violates any term of this Order, Respondent's licenses (122450-30 and 2015-33), or Respondent's right to renew her license, 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.

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

WISCONSIN BOARD OF NURSING

by: *Heidi Krause*
A Member of the Board

8-9-18
Date

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

RESCHA L. BLOEDOW, R.N., A.P.N.P.,
RESPONDENT.

STIPULATION

00058

Division of Legal Services and Compliance Case No. 17 NUR 165

Respondent Rescha L. Bloedow, R.N., A.P.N.P., and the Division of Legal Services and Compliance, Department of Safety and Professional Services stipulate as follows:

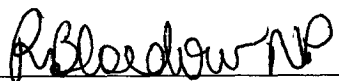
1. This Stipulation is entered into as a result of a pending investigation by the Division of Legal Services and Compliance. Respondent consents to the resolution of this investigation by Stipulation.
2. Respondent understands that by signing this Stipulation, Respondent voluntarily and knowingly waives 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 Attorney Daniel Icenogle.
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.



Rescha L. Bloedow, R.N., A.P.N.P., Respondent
~~765 Sunset Drive~~ 1050 County Road 00 apt 2
Waupaca, WI 54981
License nos. 122450-30 and 2015-33

6/18/18

Date



Daniel Icenogle, Attorney for Respondent
Icenogle & Associates LLC
S7563 Riley Road
Readstown, WI 54652

6/21/2018

Date



Alicia M. Nall, Prosecuting Attorney
Department of Safety and Professional Services
Division of Legal Services and Compliance
P.O. Box 7190
Madison, WI 53707-7190

6/25/2018

Date