

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF APPLICATION FOR
A REGISTERED NURSE LICENSE

CHRISTINA TROST-ESPOSITO,
APPLICANT.

ORDER GRANTING
LIMITED LICENSE

ORDER 0006464

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

Christina Trost-Esposito
Milwaukee, WI 53222

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. Christina Trost-Esposito (Applicant) filed an application (no. 682065) for a Wisconsin registered nurse license.
2. Applicant's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is located in Milwaukee, Wisconsin 53222.
3. Information received in the application process reflects that Applicant has the following convictions:
 - a. On or about May 27, 1999, Applicant was convicted of retail theft, an ordinance.

- b. On or about August 15, 2001, Applicant was convicted in Marinette County case number 01CM206, of one (1) count of Possession of THC, a misdemeanor, in violation of Wis. Stat. §961.41(3g)(e).
- c. On or about August 15, 2001, Applicant was convicted in Marinette County case number 01CM206, of one (1) count of Carrying a Concealed Weapon, a misdemeanor, in violation of Wis. Stat. § 941.23.
- d. On or about June 13, 2003, Applicant was convicted in McHenry County, Illinois case number 03DT385, of one (1) count of Operating While Intoxicated (1st), a misdemeanor.
- e. On or about September 9, 2010, Applicant was convicted in Milwaukee County Circuit Court case number 2009CT1144, of one (1) count of Operating While Intoxicated (2nd), a misdemeanor, in violation of Wis. Stat. §346.63(1)(a).
- f. On or about March 6, 2012, Applicant was convicted in Dane County Circuit Court case number 2011CT1373, of one (1) count of Operating While Intoxicated (3rd), a misdemeanor, in violation of Wis. Stat. §346.63(1)(a).
- g. On or about March 6, 2012, Applicant was convicted in Dane County Circuit Court case number 2011CT1373, of one (1) count of Hit and Run, a misdemeanor, in violation of Wis. Stat. §346.67(1).
- h. On or about December 20, 2015, Applicant was convicted in Brown Deer Municipal Court of one (1) count of Disorderly Conduct, an ordinance.

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

CONCLUSIONS OF LAW

1. The Board has jurisdiction to act in this matter pursuant to Wis. Stat. § 441.07 and is authorized to enter the attached Stipulation pursuant to Wis. Stat. §§ 15.08(5)(c) and 227.44(5).

2. The Board may deny or limit a license if Applicant committed a violation of Wis. Stat. § 441.07(1g).

1. By the conduct described in the Findings of Fact, Applicant violated Wis. Stat. § 441.07(1g)(b) and (c), Wis. Admin. Code § N 7.03(6)(f) by committing acts which show Applicant to be unfit or incompetent by reason of negligence, abuse of alcohol or other drugs; and Applicant is unable to practice safely by reason of alcohol or other substance abuse.

ORDER

1. The attached Stipulation is accepted.

2. Limitations upon Applicant's license are necessary to ensure that she is fit and competent to practice as a registered nurse. Applicant is granted a registered nurse license to practice nursing in the state of Wisconsin subject to the following limitations, terms, and conditions:

3. The Applicant's ability to practice as a registered nurse in the state of Wisconsin, and her privilege to practice in Wisconsin pursuant to the Enhanced Nurse Licensure Compact (Compact), is LIMITED as follows:

- a. Applicant shall, at her own expense, undergo an alcohol and other drug abuse (AODA) assessment with an evaluator pre-approved by the Board or its designee who has experience conducting these assessments.
 - i. Prior to the assessment, Applicant shall provide a copy of this Order to the evaluator. Applicant shall provide the Department Monitor with written acknowledgment from the evaluator that a copy of this Order has been received by the evaluator. Such acknowledgment shall be provided to the Department Monitor prior to the assessment.
 - ii. Applicant shall provide and keep on file with the evaluator current releases complying with state and federal laws. The releases shall allow the Board, its designee, and any employee of the Department to obtain a copy of the assessment. Copies of these releases shall immediately be filed with the Department Monitor.
 - iii. Applicant shall identify and provide the evaluator with authorizations to communicate with all physicians, mental health professionals, and facilities at which Applicant has been treated or evaluated.
 - iv. The Board, or its designee, may impose additional limitations upon Applicant's license based on the results of the assessment and/or the evaluator's recommendations.
 - v. Applicant shall comply with the evaluator's recommendations.
- b. For a period of at least one (1) year from the date of this Order:
 - i. Applicant shall provide a copy of this Order and all other subsequent orders immediately to supervisory personnel at all settings where Applicant works as a nurse. Applicant shall provide Applicant's nursing employer with a copy of this Order before engaging in, or continuing to engage in, any nursing employment. Applicant 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.
 - ii. It is Applicant's responsibility to arrange for quarterly written reports to be submitted to the Department Monitor from his or her supervisor at each setting in which Applicant practiced nursing in

the previous quarter. These reports shall be submitted as directed by the Department Monitor, and shall assess Applicant's work performance, and shall include the number of hours of active nursing practice worked during that quarter. If a report indicates poor performance, the Board may institute appropriate corrective limitations, or may suspend Applicant's nursing license(s), in its discretion.

4. Pursuant to the Enhanced Nurse Licensure Compact (Compact), Applicant may not work in a Compact state, other than Wisconsin, during the pendency of this limitation(s).

5. After the first year from the date of this Order, Applicant may petition the Board on an annual basis for a modification of the terms of this Order. After one (1) year of successful compliance, the Applicant may petition the Board for return of full licensure. The Board may grant or deny any petition, in its discretion, or may modify this Order as it sees fit.

6. Submission of information required by this Order shall be sent by Applicant 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

You may also submit this information online via DSPS Monitoring Case management System here:

<https://app.wi.gov/DSPSMonitoring>

7. In the event Applicant violates any term of this Order, Applicant's license, or Applicant's right to renew her license, may, in the discretion of the Board or its designee, be **SUSPENDED**, without further notice or hearing. The Board or its designee may terminate the suspension if provided with sufficient information that Applicant is in compliance with the Order and that it is appropriate for the suspension to be terminated. Whether to terminate the suspension shall be wholly in the discretion of the Board or its designee. 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: Peter Kallio
A Member of the Board

(das)

1/2/2020
Date

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF APPLICATION FOR :
A REGISTERED NURSE LICENSE :
 :
CHRISTINA TROST-ESPOSITO, : STIPULATION
APPLICANT, :
 : **ORDER 0006464**

It is stipulated between Applicant and the Wisconsin Board of Nursing as follows:

1. Applicant has filed an application for a registered nurse license.
2. Information received by the Board reflects a basis for denial of the application for licensure.
3. Based upon the information of record, the Board agrees to issue, and Applicant agrees to accept, an Order granting a license as a registered nurse, subject to the terms and conditions set forth in the attached Order adopting the Stipulation.
4. Applicant understands that by signing this Stipulation, Applicant voluntarily and knowingly waives the following rights:
 - the right to request a hearing related to the denial of the application;
 - the right to confront and cross-examine the witnesses against Applicant;
 - the right to call witnesses on Applicant's behalf and to compel their attendance by subpoena;
 - the right to testify on Applicant'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 Applicant under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and other provisions of state or federal law.
5. Applicant is aware of Applicant's right to seek legal representation and has been provided an opportunity to obtain legal counsel before signing this Stipulation.
6. Applicant agrees to the adoption of the attached Order Granting Limited License by the Board. The parties to the Stipulation consent to the entry of the attached Order Granting Limited License without further notice, appearance, or consent of the parties.

7. Applicant waives all rights to any appeal of the Board's Order, as adopted in the form as attached.

8. Applicant is informed that the Order Granting Limited License is a public record and will be published in accordance with standard procedure.

9. Applicant is informed that the Order Granting Limited License is an encumbrance as defined by the Enhanced Nurse Licensure Compact (Compact) and the Applicant's multi-state license and/or privilege, if any, will be subject to all terms and conditions of the Compact.

Christina Trost-Esposito

Christina Trost-Esposito

Milwaukee, WI 53222

Application no. 682065

12-30-19

Date

Ruth Callio *(initials)*

A Member of the Board of Nursing

Department of Safety and Professional Services

P.O. Box 7190

Madison, WI 53707-7190

1/2/2020

Date