

## 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 APPLICATION FOR  
A REGISTERED NURSE LICENSE

LUCAS PELKA,  
APPLICANT.

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**ORDER GRANTING  
LIMITED LICENSE**

**ORDER 0006618**

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

Lucas Pelka  
Milwaukee, WI 53219

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. Lucas Pelka (Applicant) filed an application (no. 676178) 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 3005 S. 37<sup>th</sup> Street, Milwaukee, Wisconsin 53219.
3. Information received in the application process reflects the following:
  - a. On or about October 22, 2014, you were observed in a work meeting, exhibiting odd and uncharacteristic behavior. You agreed to a drug testing,

which was positive for opiates, marijuana, and cocaine and were subsequently terminated a week later.

- b. On November 24, 2014, you self-reported this substance abuse to the Illinois Department of Financial and Professional Regulation (IDFPR).

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).

3. By the conduct described in the Findings of Fact, Applicant violated Wis. Stat. § 441.07(1g)(b) and (c), and Wis. Admin. Code § N 7.03(6)(f), by committing acts which show Applicant to be negligent, unfit or incompetent by reason of 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 he is fit and competent to practice as a registered nurse.

3. Applicant currently holds a registered nurse license in Illinois in probationary status.

4. Applicant's application for a registered nurse license is granted subject to the following limitations.

- a. Applicant must comply fully with all the terms of his active Order with the Illinois State Board of Nursing.

5. Pursuant to the Compact, Applicant may not practice in a Compact state, other than Wisconsin, during the pendency of this limitation(s).

6. Upon successful completion of the Illinois Order, Applicant may petition the Board for a modification of the terms of this Order. After 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.

7. Any requests, petitions, reports and other information required by this Order shall be mailed, e-mailed, faxed or delivered to:

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>

10. In the event Applicant violates any term of this Order, Applicant's license, or Applicant's right to renew his 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.

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

WISCONSIN BOARD OF NURSING

By:

Peter Kallio (slaw)  
A Member of the Board

12/13/17  
Date

STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

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IN THE MATTER OF APPLICATION FOR  
A REGISTERED NURSE LICENSE

LUCAS PELKA,  
APPLICANT.

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STIPULATION

ORDER 0006618

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

1. The Applicant has filed an application for a registered nurse license.
2. Information received by the Board reflects a basis for denial of application for licensure.
3. Based upon the information of record, the Board agrees to issue, and the 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 the 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.

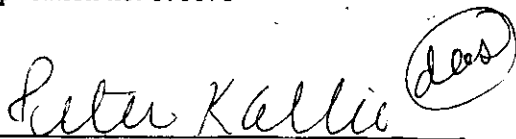
  
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Lucas Pelka

3005 S. 37<sup>th</sup> St.

Milwaukee, WI 53219

Application no. 676178

12/10/19  
Date

  
\_\_\_\_\_  
Peter Kallie

A Member of the Board of Nursing  
Department of Safety and Professional Services  
P.O. Box 7190  
Madison, WI 53707-7190

12/13/19  
Date