

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN  
BEFORE THE DIETITIANS AFFILIATED CREDENTIALING BOARD

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IN THE MATTER OF DISCIPLINARY :  
PROCEEDINGS AGAINST :  
 : FINAL DECISION AND ORDER  
SAMANTHA A. RICHTER, :  
RESPONDENT. : **ORDER 0006634**

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Division of Legal Services and Compliance Case No. 17 DAB 002 and 19 DAB 001

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

Samantha A. Richter  
8901 W. Waterford Sq. N  
Greenfield, WI 53228

Wisconsin Dietitians Affiliated Credentialing Board  
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 these matters agree to the terms and conditions of the attached Stipulation as the final disposition of this matter, subject to the approval of the Dietitians Affiliated Credentialing Board (Board). The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in these matters adopts the attached Stipulation and makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. Respondent Samantha A. Richter (DOB December 26, 1988), is certified in the state of Wisconsin as a Dietitian, having credential number 2974-29, first issued on March 1, 2016, with registration that expired on October 31, 2018. Respondent retains the right to renew her credential upon application and payment of a fee until October 31, 2023.

2. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 8901 West Waterford Square N, Greenfield, Wisconsin 53228.

3. At all times pertinent to this matter, Respondent was employed as a Dietician at a private company.

4. Respondent used her employment to obtain the personal contact information of Person A, a non-client whom she believed to be engaged in a personal relationship with Respondent's male friend.

5. Respondent used her knowledge, skills and training as a dietician to harass Person A through mail, personal email, work email, text messages, social media, and cellular phone calls. Respondent also caused Person A to receive unsolicited communications from third parties by submitting Person A's information to multiple companies as if Person A was looking for information, consults, or services that their companies provided. Respondent created multiple Instagram accounts in order to send Person A harassing messages and photographs.

6. Respondent believed that Person A was having a relationship with a male friend of hers.

7. On June 7, 2018, Respondent was charged in Waukesha County with four counts of Unlawful Phone Use, and four counts of Computer Message-Threaten/Disclose ID; which are all misdemeanor offenses.

8. On January 3, 2019, Respondent pled guilty and was convicted of three counts of disorderly conduct, which are violations of Wis. Stats. § 947.01(1).

#### CONCLUSIONS OF LAW

1. The Wisconsin Dietitians Affiliated Credentialing Board has jurisdiction to act in these matters pursuant to Wis. Stat. § 448.02(3), 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, Respondent Samantha A. Richter, engaged in unprofessional conduct as defined by Wis. Admin. Code § DI 5.01(22) by engaging in any practice or conduct which tends to constitute a danger to the health, welfare or safety of client, patient or public.

3. By the conduct described in the Findings of Fact, Respondent Samantha A. Richter, engaged in unprofessional conduct as defined by Wis. Admin. Code § DI 5.01(27) by being convicted of any crime the circumstances of which substantially relate to practice under any certificate.

4. As a result of the above conduct, Samantha A. Richter, is subject to discipline pursuant to Wis. Stat. § 448.02(3).

#### ORDER

1. The attached Stipulation is accepted.

Final Decision and Order  
In the matter of disciplinary proceedings against  
Samantha A. Richter, Case Nos. 17 DAB 002 and 19 DAB 001

2. Respondent Samantha A. Richter is REPRIMANDED.
3. Within 90 days from the date of this Order, Samantha A. Richter, shall pay COSTS of these matters in the amount of \$782.00.
4. Payment of costs made payable to the Wisconsin Department of Safety and Professional Services shall be sent 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 payment online via DSPS' Monitoring Case Management System, here:

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

5. In the event Respondent violates any term of this Order, Respondent's credential (no. 2974-29), or Respondent's right to renew her credential, 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.

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

WISCONSIN DIETITIANS AFFILIATED CREDENTIALING BOARD

by: Tara LaRoue  
A Member of the Board

1/29/2020  
Date

STATE OF WISCONSIN  
BEFORE THE DIETITIANS AFFILIATED CREDENTIALING BOARD

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IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

SAMANTHA A. RICHTER,  
RESPONDENT.

:  
:  
:  
:  
:

STIPULATION  
**ORDER 0006634**

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Division of Legal Services and Compliance Case No. 17 DAB 002 and 19 DAB 001

Respondent Samantha A. Richter, 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 pending investigations by the  
Division of Legal Services and Compliance. Respondent consents to the resolution of these  
investigations 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 Jamie J. Pagac.


4. Respondent agrees to the adoption of the attached Final Decision and Order by  
the Wisconsin Dietitians Affiliated Credentialing Board (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 matters 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 these investigations 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.

  
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Samantha A. Richter, Respondent  
8901 W. Waterford Sq. N  
Greenfield, WI 53228  
Credential no. 2974-29

2/14/19  
Date

  
\_\_\_\_\_  
Jamie Pagac, Attorney for Respondent  
Kim and LeVoy, S.C.  
2505 North 124th St, Ste 220  
Brookfield, WI 53005

2/14/19  
Date

  
\_\_\_\_\_  
Yolanda McGowan, Attorney  
Division of Legal Services and Compliance  
P.O. Box 7190  
Madison, WI 53707-7190

2/15/19  
Date