

## 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 THE LICENSE OF :  
: FINAL DECISION AND ORDER  
TRACY ANN EILTS, R.N., : FOR REMEDIAL EDUCATION  
LICENSEE. : **ORDER UUU07038**

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Division of Legal Services and Compliance Case No. 19 NUR 719

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

Tracy Ann Eilts, R.N.  
Bristol, WI 53104

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. Licensee Tracy Ann Eilts, R.N., (DOB: xx-xx-1983) is licensed in the State of Wisconsin as a registered nurse, having license number 199132-30, first issued on February 18, 2014, and current through February 28, 2022. Licensee's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is in Bristol, Wisconsin 53104.

2. At all times relevant to this matter, Licensee was employed as a registered nurse at a nursing facility (Facility), located in Kenosha, Wisconsin.

3. On November 27, 2019, the Department received a complaint from the Facility alleging that on November 16 or 17, 2019, Licensee falsified Patient A's narcotic count sheets.

4. Licensee denies forging any other licensee's signature on the narcotic count sheets but admits to making changes to the numbers on Resident A's narcotic count sheet next to another nurse's signature. Such changes were made to clarify Licensee's entry and not to substantively change another nurse's entry.

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

#### CONCLUSIONS OF LAW

1. The Wisconsin Board of Nursing is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

#### ORDER

1. The attached Stipulation is accepted.

2. Within six (6) months of the date of this Order, Tracy Ann Eilts, R.N. shall at her own expense take and successfully complete five (5) hours of education on the topic of documentation and three (3) hours of education on the topic of ethics related to the inappropriate alteration of patient documentation as follows:

- a. Each course attended in satisfaction of this Order must be pre-approved by the Board or its designee. Licensee shall be responsible for locating course(s) satisfactory to the Board and for obtaining the required approval of the courses from the Board or its designee. Licensee must take and pass any exam offered for the course(s).
- b. Licensee 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 education requirements that have been or may be instituted by the Board or Department.

3. Request for approval of courses and proof of successful course completion shall be sent by Licensee to the Department Monitor at the address below:


Department Monitor  
Division of Legal Services and Compliance  
P.O. Box 7190, Madison, WI 53707-7190  
Telephone (608) 267-3817; Fax (608) 266-2264  
[DSPSMonitoring@wisconsin.gov](mailto:DSPSMonitoring@wisconsin.gov)

You may also submit this information online via DSPS' Monitoring Case Management System, here:

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

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

WISCONSIN BOARD OF NURSING

by:   
A Member of the Board

10/8/2020  
Date

STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

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IN THE MATTER OF THE LICENSE OF :  
: STIPULATION  
TRACY ANN EILTS, R.N., :  
LICENSEE. :  
: ORDER 0007032

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Division of Legal Services and Compliance Case No. 19 NUR 719

Licensee Tracy Ann Eilts, 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. Licensee consents to the resolution of this  
investigation by Stipulation.

2. Licensee understands that by signing this Stipulation, Licensee voluntarily  
and knowingly waives the following rights:

- the right to a hearing on the allegations against Licensee, 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 Licensee;
- the right to call witnesses on Licensee's behalf and to compel their attendance by  
subpoena;
- the right to testify on Licensee'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 Licensee under the United States  
Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin  
Administrative Code, and other provisions of state or federal law.

3. Licensee is aware of Licensee's right to seek legal representation and has  
been provided an opportunity to obtain legal counsel before signing this Stipulation.  
Licensee is represented by Attorney Stacie Rosenzweig.

4. Licensee 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. Licensee waives all rights to any appeal of the  
Board's order, if adopted in the form as attached.

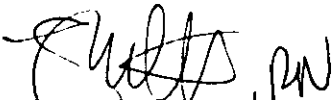
5. If the terms of this Stipulation are not acceptable to the Board, the parties  
shall not be bound by the contents of this Stipulation, and the matter shall then be

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.

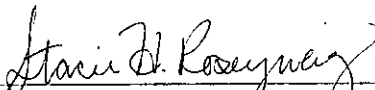
6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance and any member of the Board ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of Licensee, for purposes 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. Licensee 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 Licensee in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.

  
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Tracy Ann Elts, R.N., Licensee  
Bristol, WI 53104  
License no. 199132-30

9/23/2020  
Date

  
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Stacie Rosenzweig, Attorney for Licensee  
Hailing & Cayo, S.C.  
320 E. Buffalo St., Ste 700  
Milwaukee, WI 53202

09/23/2020  
Date

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

09/24/2020  
Date