

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 PRACTICAL NURSE LICENSE :

DEBORAH LE SIEUR, :
APPLICANT. :

ORDER GRANTING
LIMITED LICENSE

ORDER 0007240

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

Deborah Le Sieur
Lac Du Flambeau, WI 54538

Wisconsin Board of Nursing
P.O. Box 8366
Madison, WI 53708-8366

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. Deborah Le Sieur, (Applicant) has filed an application for a Wisconsin licensed practical nurse license (application no. #719947).

2. Applicant's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is located in Lac Du Flambeau, Wisconsin.

3. Information received in the application process indicates that the Applicant has the following criminal convictions and ordinance violations:

- 08/13/90 – Underage Drinking-Possess/Consume (ordinance)
 - Applicant was 20. Due to the passage of time, documents were unavailable
- 5.16.1994 – Operate after Revocation/Suspension (unknown)
 - Due to the passage of time, documents were unavailable.
- 02/20/97 – Resisting or Obstructing an Officer (misdemeanor)
 - Applicant was pulled over on suspicion of and arrested for OWI. While the police searched her car, they found a THC pipe. During the search, she managed

- to exit the rear of the police car and ran down the block, escaping from custody. She paid a fine and was placed on probation for 2 years.
- 3.4.1997 – OWI 1st (ordinance)
 - o Applicant was pulled over on suspicion of OWI. The officer noticed a strong odor of alcohol, her speech was slurred, and her eyes bloodshot. She failed the SFST and her PBT was .21.
 - 12/10/98 – Possession of THC (misdemeanor)
 - o Applicant was arrested for hit and run. Upon arrival at jail, she was searched, they found a cigarette box that smelled of THC and had joints in it. Applicant paid a fine and her driver's license was suspended for 6 months.
 - 12/15/98 – Cause Injury/Operate While Intoxicated (misdemeanor)
 - o Applicant was taken to the hospital after her vehicle left the road and went into the ditch. Applicant has a head wound. Applicant smelled of intoxicants, eyes were red and glassy, and her speech was thick. Applicant's BAC was .235. Applicant paid a fine, completed an AODA assessment, and her driver's license was revoked for 1 year.
 - 8.2.1999 – OWI 3rd (misdemeanor)
 - o Applicant did not submit any information for this conviction, though given the passage of time, documents may not be available.
 - 03/06/01 – Hit and Run (misdemeanor)
 - o Applicant was the driver of a car involved in an accident. The victim told police Applicant fled the scene on foot and hid in her house. After breaking down the door police found her to be very intoxicated, with a strong odor of alcohol, slurred speech, glassy eyes, and she was unsteady on her feet. She refused to SFST and her BAC was .213. The OWI charges were dismissed, and she was only convicted for the hit and run, and paid a fine and was placed on probation for 18 months.
 - 07/02/03 – Possession of THC (misdemeanor) x 2
 - o Applicant states she was living with her brother who had severe head trauma. He was having the wrong people over, including a cousin known for illegal behavior. Police searched the house and found marijuana. Although it was not hers, she was living in the house, had access, and was charged. In the police report, Applicant notes quitting smoking marijuana 2 weeks prior to the raid.
 - o A second police report notes a confidential informant went to Applicant's brother's house and asked to purchase marijuana. Applicant made calls, received money to purchase drugs, left the residence and returned with one ounce of marijuana. Applicant paid a fine.
 - 08/16/06 – Operate w/o Carrying License (ordinance)
 - o Applicant was pulled over for speeding. Her driver's license was revoked and she was not wearing a seat belt. The charges were reduced to operating without carrying a license and she paid a fine.
 - 10/23/14 – OWI (4th) (misd)
 - o Applicant states she was at a bar watching a football game. An ex-boyfriend showed up and started harassing her, so she decided to leave. He jumped in the back of her truck bed, yelling profanities and creating a disturbance. Applicant smelled of intoxicants, failed the SFST and had a BAC of .147. She served 60

days jail, her driver's license was revoked for 26 months, she had an IID for 26 months, and completed an AODA assessment.

• 03/12/18 – Possess Open Intoxicants in MV-Passenger (ordinance), Possess Drug Paraphernalia (ordinance)

o Applicant states she and her then-boyfriend were at a friend's house. She made a drink and he decided they should leave. She left with the drink. They were pulled over for having a headlight out. The pipe was his, but he worked for the state and did not want to lose his job, so she took ownership of the pipe. She paid fines.

4. Information received in the application process indicates that the Applicant has been diagnosed with Alcohol Use Disorder—Moderate.

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

CONCLUSIONS OF LAW

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

2. The Board may deny a license if the 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 (d), Wis. Admin. Code § N 7.03(2) by violating or aiding and abetting a violation of any law substantially related to the practice of nursing or being convicted of any crime substantially related to the practice of nursing.

4. By the conduct described in the Findings of Fact, Applicant violated Wis. Stat. §§ 441.07(1g)(b) and (d), Wis. Admin. Code § N 7.03(6)(f), by being unable to practice safely by reason of alcohol or another substance.

5. As a result of the above conduct, Applicant is subject to limitations on her license pursuant to Wis. Stat. §§ 441.07(1g)(b) and (d).

ORDER

1. The attached Stipulation is accepted.

2. Limitations upon Applicant's license are necessary to ensure that applicant is fit and competent to practice as a practical nurse. Applicant is granted a licensed practical nurse license subject to the following limitations, terms, and conditions.

3. The licensed practical nurse license issued to Applicant to practice practical nursing in the state of Wisconsin is LIMITED as follows:

- a. For a period of at least two (2) years from the date of this Order:
 - i. Applicant shall provide her nursing employer with a copy of this Order before engaging 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 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 additional limitations on Applicant's nursing license, in its discretion.
4. Pursuant to the Enhanced Uniform Nurse Licensure Compact, Applicant may not practice in a Compact state, other than Wisconsin, during the pendency of this limitation.
5. A violation of this Order includes a positive drug or alcohol screen.
6. 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 two (2) consecutive years 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.
7. 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

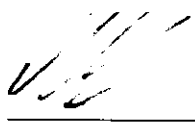
You may also submit this information online via DSPS Monitoring Case management System here:

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

8. 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.

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

WISCONSIN BOARD OF NURSING

by: 
A Member of the Board

3/4/2021
Date

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF APPLICATION FOR
A PRACTICAL NURSE LICENSE

DEBORAH LE SIEUR,
APPLICANT.

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STIPULATION

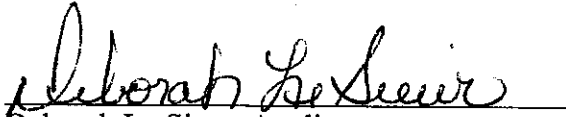
ORDER 0007240

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


1. Applicant has filed an initial application for a licensed practical nurse license.
2. Information received by the Board reflects a basis for denial of the license.
3. Based upon the information of record herein, the Board agrees to issue, and Applicant agrees to accept, an Order granting a licensed practical nurse license, 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.

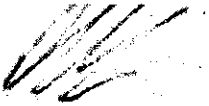
8. Applicant is informed that the Order Granting Limited License is a public record and will be published in accordance with standard procedure.

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.



Deborah Le Sieur, Applicant
Lac Du Flambeau, WI 54538
Application no. #719947


Date



2/16/2021

A Member of the Wisconsin Board of Nursing
P.O. Box 8366
Madison, WI 53707-7190

Date