

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

DAVID BOOZER, L.P.N.,
RESPONDENT.

:
:
:
:
:

INTERIM ORDER

ORDER 0007247

Division of Legal Services and Compliance Case No. 19 NUR 428

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

David Boozer L.P.N.
Augusta, WI 54722

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 interim 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. Respondent David Boozer L.P.N., (DOB XX-XX-1953) is licensed in the state of Wisconsin as a licensed practical nurse, having license number 321260-31, first issued on January 3, 2017, and current through April 30, 2021. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is located in Green Bay, Wisconsin 54302.

2. On July 8, 2019, Respondent was charged in Sheboygan County Circuit Court case number 19CF487 with two (2) counts of Intentionally Subject an Individual at Risk to Abuse – Likely to Cause Great Bodily Harm, a class G felony, in violation of Wis. Stat. § 940.285(2)(a)1 and two (2) counts of Aggravated Battery – Elderly, a class H felony, in violation of Wis. Stat. § 940.19(6)(a).

3. The allegations in the above-mentioned court cases are the same allegations at issue in this matter.

4. Respondent has voluntarily agreed not to engage in the practice of licensed practical nursing pending final resolution of the law enforcement investigation, any potential criminal proceedings, and these disciplinary proceedings (DLSC Case No. 19 NUR 428) regarding the aforementioned charges.

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. § 227.44(5).

ORDER

1. The attached Stipulation is accepted.


2. The license of David Boozer L.P.N., (license number 321260-31) to practice nursing in the state of Wisconsin, and his privilege to practice in Wisconsin pursuant to the Enhanced Nurse Licensure Compact, are **SUSPENDED** indefinitely from the date of this Order.

3. Respondent shall not engage in the practice of nursing while his license to do so is suspended.

4. This Interim Order shall remain in effect until a Final Decision and Order in this matter (19 NUR 428) is issued by the Board.

WISCONSIN BOARD OF NURSING

by:


A Member of the Board

11 March 2021
Date

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

DAVID BOOZER, L.P.N.,
RESPONDENT.

STIPULATION FOR
INTERIM ORDER

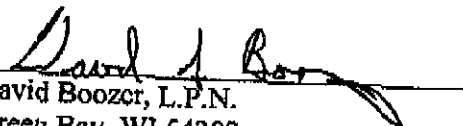
ORDER 0007247

Division of Legal Services and Compliance Case No. 19 NUR 428


Respondent David Boozer, L.P.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 the pending investigation by the Division of Legal Services and Compliance.
2. 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.
3. Respondent agrees to the adoption of the attached Interim Order by the Wisconsin Board of Nursing (Board). The parties to the Stipulation consent to the entry of the attached Interim 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.
4. 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 be returned to the Division of Legal Services and Compliance for further proceedings. If this 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.
5. 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 a case advisor in this investigation may appear before the Board in open or closed session, without the presence of Respondent or Respondent's attorney, if any, for purposes of speaking in support of this agreement and answering questions that any member of the Board may have in connection with the Board's deliberations on the Stipulation. Additionally, any such case advisor may vote on whether the Board should accept this Stipulation and issue the attached Interim Order.
6. Respondent is informed that should the Board adopt this Stipulation; the Board's Interim Order is a public record and will be published in accordance with standard Department procedure.

7. The Division of Legal Services and Compliance joins Respondent in recommending that the Board adopt this Stipulation and issue the attached Interim Order.


David Booser, L.P.N.
Green Bay, WI 54302
License no. 321260-31

2/10/21
Date


Nicholas Dalla Santa, Prosecuting Attorney
Division of Legal Services and Compliance
P.O. Box 7190
Madison, WI 53707-7190

2/25/21
Date