

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

KRISTI L. THOMPSON, R.N.,
RESPONDENT.

:
:
: FINAL DECISION AND ORDER
:
:

ORDER 0007262

Division of Legal Services and Compliance Case No. 19 NUR 023

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

Kristi L. Thompson, R.N.
Cumberland, WI 54829

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. Kristi L. Thompson, R.N. (Respondent) (Year of Birth 1976) is licensed in the state of Wisconsin as a registered nurse, having license number 154964-30, first issued on June 7, 2006 and current through February 28, 2022. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is in Cumberland, Wisconsin 54829.

2. At all times relevant to this proceeding, Respondent was employed as a registered nurse in Wisconsin .

3. On December 13, 2018, in Polk County Court case number 2018CF000461, Respondent was charged with one count of Possession of Methamphetamine-Party to a Crime, a

Class I Felony in violation of Wis. Stat. §§ 961.41(3g)(g) and 939.05, one count of Possession of THC-Party to a Crime, a misdemeanor in violation of Wis. Stat. §§ 961.41(3g)(e) and 939.05, one count of Possession of Drug Paraphernalia-Party to a Crime, a misdemeanor in violation of Wis. Stat. §§ 961.573(1) and 939.05, and one count of Resisting or Obstructing an Officer, a misdemeanor in violation of Wis. Stat. § 946.41(1).

4. The criminal complaint in Polk County Court case number 2018CF000461 alleged law enforcement located Methamphetamine, THC, and drug paraphernalia in Respondent's residence, which allegedly belonged to Respondent's roommate. The complaint also alleged Respondent lied to law enforcement about whether said roommate resided with Respondent at/on various dates.

5. On January 17, 2019, in Barron County Court case number 2019CM000017, Respondent was charged with one count of Manufacture/deliver THC, a Class I Felony in violation of Wis. Stats. §§ 961.41(1)(h)1 and 939.50(34)(1), one count of Possession of THC, a misdemeanor in violation of Wis. Stat. § 961.41(3g)(e), and one count of possession of drug paraphernalia, a misdemeanor in violation of Wis. Stat. § 961.573(1).

6. The criminal complaint in Barron County Court case number 2019CM000017 alleged that, during a traffic stop, law enforcement found marijuana in a vehicle operated by Respondent and on the person of a passenger in the vehicle. Law enforcement also found messages on Respondent's cell phone indicating a marijuana transaction between Respondent and the passenger.

7. On June 3, 2019, in Barron County Court case number 2019CM000017, Respondent entered into a Deferred Prosecution Agreement, which she successfully completed. As such, all charges in that case were dismissed on October 24, 2019.

8. On January 4, 2021, in Polk County Court case number 2018CF000461, Respondent was convicted of one count of Resisting or Obstructing an Officer, a misdemeanor, in violation of Wis. Stat. § 946.41(1). The remaining three counts were dismissed but read in.

9. On January 19, 2020, Respondent applied for renewal of her nursing license. As part of the renewal application, she answered "No" to the following question:

"Since your last renewal or initial license (if this is your first renewal), do you have any pending charges, and/or have you violated any federal or state laws, or any local ordinances (does not include minor traffic violations that do not involve alcohol or drugs, such as speeding, running stoplights, and seat belt violations)?"

10. Respondent's answer of "No" to the question in paragraph 9 was false as pending charges existed at the time in Polk County Court case number 2018CF00046.

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

CONCLUSIONS OF LAW

1. The 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).

2. By the conduct described in the Findings of Fact, Respondent obtained, possessed, or attempted to obtain or possess a drug without lawful authority within the meaning of Wis. Admin. Code § N 7.03(8)(e).

3. By the conduct described in the Findings of Fact, Respondent committed fraud, deceit, or material omission in the renewal of her nursing license within the meaning of Wis. Admin. Code § N 7.03(5)(e).

4. As a result of the above conduct, Respondent is subject to discipline pursuant to Wis. Stat. § 441.07(1g)(b), (c), and (d), and Wis. Admin. Code § N 7.03.

ORDER

1. The attached Stipulation is accepted.
2. Respondent is REPRIMANDED.
3. The registered nurse license issued to Respondent (license number 154964-30) and her privilege to practice in Wisconsin pursuant to the Nurse Licensure Compact (Compact), are LIMITED as follows:
 - a. Within sixty (60) days from the date of this Order, Respondent shall, at her own expense, undergo and complete an Alcohol and Other Drug Abuse (AODA) assessment with an evaluator pre-approved by the Board or its designee who has experience conducting these assessments.
 - i. Prior to the assessment, Respondent shall provide a copy of this Order to the evaluator. Respondent shall provide the Department Monitor with written acknowledgment from the evaluator that a copy of this Order has been received by the evaluator. Such acknowledgment shall be provided to the Department Monitor prior to the assessment.
 - ii. Respondent shall provide and keep on file with the evaluator current releases complying with state and federal laws. The releases shall allow the Board, its designee, and any employee of the Department to obtain a copy of the assessment. Copies of these releases shall immediately be filed with the Department Monitor.
 - iii. Respondent shall identify and provide the evaluator with authorizations to communicate with all physicians, mental health professionals, and facilities at which Respondent has been treated or evaluated.

- iv. The Board, or its designee, may impose additional limitations upon Respondent's license based on the results of the assessment and/or the evaluator's recommendations.
 - v. Respondent shall comply with the evaluator's recommendations.
 - vi. Respondent is responsible for ensuring that the results of the evaluation are sent to the Department Monitor.
- b. Within ninety (90) days of the date of this Order, Respondent shall at her own expense, successfully complete three (3) hours of education on the topic of ethics, offered by a provider pre-approved by the Board's monitoring liaison, including taking and passing any exam offered for the courses. Respondent shall also at her own expense, successfully complete the Wisconsin Nurse Practice Act course provided/offered by the National Council of State Boards of Nursing (NSCBN).
- i. Respondent shall submit proof of successful completion of the education in the form of verification from the institution providing the education to the Department Monitor. None of the education completed pursuant to this requirement may be used to satisfy any continuing education requirements that have been or may be instituted by the Board or Department, and also may not be used in future attempts to upgrade a credential in Wisconsin.
 - ii. This limitation shall be removed from Respondent's license after satisfying the Board or its designee that Respondent has successfully completed all of the ordered education.
4. Should Respondent have a Wisconsin multistate license, Respondent may not practice in any Compact state, other than Wisconsin, while Respondent's license is encumbered by any term of this Order.
5. Within 120 days from the date of this Order, Respondent shall pay COSTS of this matter in the amount of \$922.00.
6. Any requests, petitions, approval and completion of courses, payment of costs (made payable to the Wisconsin Department of Safety and Professional Services), and other information required by this Order shall be submitted 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

Respondent may also submit this information online at: <https://dspsmonitoring.wi.gov/>

7. In the event Respondent violates any term of this Order, Respondent's license (154964-30), or Respondent's right to renew her license, 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.

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

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

KRISTI L. THOMPSON, R.N.,
RESPONDENT.

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STIPULATION

ORDER 0007262

Division of Legal Services and Compliance Case No. 19 NUR 023

Respondent Kristi L. Thompson, 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. Respondent consents to the resolution of this investigation 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.

4. Respondent 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. 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 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.

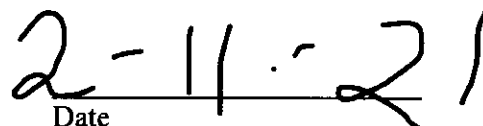
6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance and any member of the Board ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of Respondent, for purposes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



Kristi L. Thompson, R.N., Respondent
Cumberland, WI 54829
License No. 154964-30



Date



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

2/15/2021

Date