

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



Wisconsin Department of Safety and Professional Services Access to the Public Records of the Reports of Decisions

This Reports of Decisions document was retrieved from the Wisconsin Department of Safety and Professional Services website. These records are open to public view under Wisconsin's Open Records law, sections 19.31-19.39 Wisconsin Statutes.

Please read this agreement prior to viewing the Decision:

- The Reports of Decisions is designed to contain copies of all orders issued by credentialing authorities within the Department of Safety and Professional Services from November, 1998 to the present. In addition, many but not all orders for the time period between 1977 and November, 1998 are posted. Not all orders issued by a credentialing authority constitute a formal disciplinary action.
- Reports of Decisions contains information as it exists at a specific point in time in the Department of Safety and Professional Services data base. Because this data base changes constantly, the Department is not responsible for subsequent entries that update, correct or delete data. The Department is not responsible for notifying prior requesters of updates, modifications, corrections or deletions. All users have the responsibility to determine whether information obtained from this site is still accurate, current and complete.
- There may be discrepancies between the online copies and the original document. Original documents should be consulted as the definitive representation of the order's content. Copies of original orders may be obtained by mailing requests to the Department of Safety and Professional Services, PO Box 8935, Madison, WI 53708-8935. The Department charges copying fees. *All requests must cite the case number, the date of the order, and respondent's name* as it appears on the order.
- Reported decisions may have an appeal pending, and discipline may be stayed during the appeal. Information about the current status of a credential issued by the Department of Safety and Professional Services is shown on the Department's Web Site under "License Lookup."

The status of an appeal may be found on court access websites at:

<http://ccap.courts.state.wi.us/InternetCourtAccess> and <http://www.courts.state.wi.us/wscqa>

- Records not open to public inspection by statute are not contained on this website.

By viewing this document, you have read the above and agree to the use of the Reports of Decisions subject to the above terms, and that you understand the limitations of this on-line database.

Correcting information on the DSPS website: An individual who believes that information on the website is inaccurate may contact DSPS@wisconsin.gov

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF DISCIPLINARY :
PROCEEDINGS AGAINST :
 : FINAL DECISION AND ORDER
KADEE M. RUSSELL, R.N., :
RESPONDENT. :

ORDER 0007375

Division of Legal Services and Compliance Case No. 20 NUR 330

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

Kadee M. Russell, R.N.
Milton, WI 53563

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. Kadee M. Russell, R.N. (Respondent), (Year of Birth 1993) is licensed in the state of Wisconsin as a registered nurse, having license number 231218-30, first issued on December 6, 2016, and current through February 28, 2022. Respondent possesses multistate practice privileges pursuant to the Enhanced Nurse Licensure Compact (Compact).

2. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is in Milton, Wisconsin 53563.

3. On November 8 and November 15, 2019, a law enforcement informant purchased from Respondent a substance that tested positive for cocaine.

4. On January 12, 2020, during a related traffic stop, an officer searched Respondent's vehicle and located a substance that subsequently tested positive for THC.

5. On June 18, 2020, Respondent was convicted in Rock County Circuit Court case number 19CF149 of one (1) count of Possess Drug Paraphernalia, a misdemeanor, in violation of Wis. Stat. § 961.573(1); one (1) count of Possession of THC, a misdemeanor, in violation of Wis. Stat § 961.41(3g)(e); and one (1) count of Possession of Cocaine/Coca, a misdemeanor, in violation of Wis. Stat. § 961.41(3g)(c).

6. Respondent entered a deferred prosecution agreement on one (1) count of Possess w/Intent-Cocaine (>1-5g), a felony, in violation of Wis. Stat. § 961.41(1m)(cm)1r and one (1) count Maintain Drug Trafficking Place, a felony, in violation of Wis. Stat. § 961.42(1).

7. Respondent entered into an impairment program contract, separate from this Order, and signed the impairment program contract on January 6, 2021.

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

CONCLUSIONS OF LAW

1. The Board 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. A nurse who possesses a multistate license from Wisconsin is ineligible to retain or renew the multistate license should the nurse incur a disqualifying event after the effective date of the Compact pursuant to Wis. Stat § 441.51(3)(g). The effective date of the Compact is July 20, 2017.

3. By the conduct described in the Findings of Fact, Respondent violated a law substantially related to the practice of nursing and/or was convicted of a crime substantially related to the practice of nursing, within the meaning of Wis. Admin. Code § N 7.03(2).

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

5. By the conduct described in the Findings of Fact, Respondent has been found guilty of a misdemeanor offense related to the practice of nursing which is a disqualifying event pursuant to Wis. Stat. § 441.51(3)(c)8.

6. By the conduct described in the Findings of Fact, Respondent has entered into an agreed disposition of a felony offense under applicable state criminal law, which is a disqualifying event pursuant to Wis. Stat. § 441.51(3)(c)7.

7. Respondent is ineligible to retain a Wisconsin multistate license to practice nursing pursuant to Wis. Stat. §§ 441.51(3)(c)7. and 441.51(3)(g).

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

ORDER

1. The attached Stipulation is accepted.
2. Respondent's multistate license is DEACTIVATED; Respondent retains a Wisconsin single-state license to practice registered nursing.
3. Respondent is REPRIMANDED.
4. The license to practice nursing issued to Respondent (license number 231218-30) is LIMITED as follows:
 - a. Respondent must comply with the impairment program contract dated January 6, 2021.
 - b. Any violation of the terms of the impairment program contract, dated January 6, 2021, is a violation of this order.
 - c. Respondent may petition for termination of this limitation upon successful completion of the impairment program.
5. In the event Respondent is unsuccessfully discharged from the impairment program, Respondent's registered nursing license may, in the discretion of the Board or its designee, be immediately suspended. In addition to, or instead of, the suspension, the Board may impose additional limitations to address any concerns with the conduct surrounding the Findings of Fact and Respondent's unsuccessful discharge from the impairment program.
6. Within 120 days from the date of this Order, Respondent shall pay COSTS of this matter in the amount of \$504.00.
7. Payment of costs shall be made payable to the Wisconsin Department of Safety and Professional Services and 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) 266-2112; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

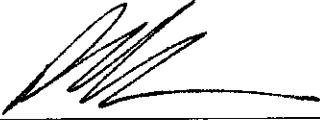
Respondent may also submit payment online at: <https://dspsmonitoring.wi.gov>

8. In the event Respondent violates any term of this Order, Respondent's license (231218-30), 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.

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

WISCONSIN BOARD OF NURSING

by: 

A Member of the Board

13 May 2021

Date

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

KADEE M. RUSSELL, R.N.,
RESPONDENT.

:
:
:
:
:

STIPULATION

ORDER 0007375

Division of Legal Services and Compliance Case No. 20 NUR 330

Respondent Kadee M. Russell, 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. Respondent is represented by Attorney Mario Mendoza.

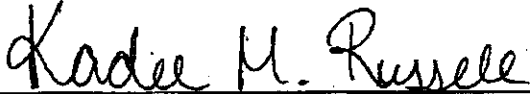
4. Respondent agrees to the adoption of the attached Final Decision and Order by the Wisconsin Board of Nursing (Board). The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent waives 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 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.


Kadee M. Russell, R.N., Respondent
Milton, WI 53563
License no. 231218-30

04/15/2021
Date


Mario Mendoza, Attorney for Respondent
Murphy Desmond, S.C.
33 E. Main St., Ste 500
PO Box 2038
Madison, WI 53701

04/15/2021
Date


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

04/15/2021
Date