

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

LISA E. RIHN, L.P.N.,
RESPONDENT.

:
:
: FINAL DECISION AND ORDER
:
:

ORDER 0007428

Division of Legal Services and Compliance Case Nos. 19 NUR 084 and 20 NUR 057

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

Lisa E. Rihn, L.P.N.
Mauston, WI 53948

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 these matters agree to the terms and conditions of the attached Stipulation as the final disposition of these matters, 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 these matters adopts the attached Stipulation and makes the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. Lisa E. Rihn, L.P.N. (Respondent), (Year of Birth 1971) is licensed in the state of Wisconsin as a licensed practical nurse, having license number 309985-31, first issued on June 4, 2008, and current through April 30, 2021¹.

¹ As of the date the stipulation was signed by Respondent in these matters, Respondent's license remains active per an Emergency Order issued by Wisconsin Governor Tony Evers.

19 NUR 084

2. At all times relevant to this proceeding, Respondent was employed as a licensed practical nurse at a health services facility (Facility), located in Wisconsin Dells, Wisconsin.

3. On March 25, 2019, the Department received a complaint alleging that between February 18 and March 19, 2019, Respondent diverted controlled substances from the Facility.

4. On or about March 22, 2019, Respondent admitted to the Facility that she administered controlled substances from the Facility outside of her work hours and to patients not assigned to Respondent; Respondent also admitted to failing to record the administration of the controlled substances in the Medication Administration Record (MAR). Respondent denied diverting controlled substances and maintained that she was assisting coworkers while off of the clock.

20 NUR 057

5. Based on the conduct in paragraphs 3 and 4 above, on January 24, 2020, Respondent was convicted, in Columbia County Circuit Court case number 2019CF000216, of two (2) counts of Theft of Moveable Property of less than or equal to \$2500 in value, a class A misdemeanor, in violation of Wis. Stat. § 943.20(1)(a).

6. As part of Respondent's sentence for the convictions in paragraph 5, on March 9, 2020, Respondent underwent an AODA assessment and was found to have mild alcohol use disorder in remission. Respondent was not found to have an abuse disorder related to controlled substances.

7. In resolution of these matters, Respondent 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 these matters 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 SURRENDER by Respondent of her license (license no. 309985-31), right to renew such license, and her privilege to practice nursing in the state of Wisconsin or under another state license pursuant to the Enhanced Nurse Licensure Compact is accepted.

3. In the event Respondent petitions the Board for reinstatement of her license to practice nursing in the state of Wisconsin, or applies for another credential in the state of Wisconsin under Wis. Stat. chs. 440 through 480, Respondent shall pay costs of this matter in the amount of \$1000, before any petition or application for a credential will be considered by the applicable board or Department.

4. Respondent shall not petition the Board for reinstatement for at least one (1) year from the date of this Order. If Respondent petitions for reinstatement after one (1) year, whether to grant a license and whether to impose any limitations or restrictions on any license granted shall be in the sole discretion of the Board and such decision is not renewable.

5. Any requests, petitions, payments of costs (made payable to 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) 266-2112; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

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

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

WISCONSIN BOARD OF NURSING

By:



A Member of the Board

10 June 2021

Date

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

LISA E. RIHN, L.P.N.,
RESPONDENT.

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STIPULATION

ORDER 0007428

Division of Legal Services and Compliance Case Nos. 19 NUR 084 and 20 NUR 057

Lisa R. Rihn, L.P.N. (Respondent), 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.



Lisa E. Rihn, L.P.N., Respondent
Mauston, WI 53948
License No. 309985-31

5-24-2021
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

May 26, 2021

Date