

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

IN THE MATTER OF

TRACY L. WILLIS,
RESPONDENT.

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:
:
:
:

ADMINISTRATIVE INJUNCTION

ORDER 0007109

Division of Legal Services and Compliance Case No. 21 UNL 014

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

Tracy L. Willis
DePere, WI 54115

Wisconsin Department of Safety and Professional Services
P.O. Box 8368
Madison, WI 53708-8368

Division of Legal Services and Compliance
Wisconsin 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 Department of Safety and Professional Services (Department). The Department has reviewed this Stipulation and considers it acceptable.

Accordingly, the Department adopts the attached Stipulation and makes the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. Tracy L. Willis (Respondent), (Year of Birth: 1973) is not and has never been licensed as a licensed practical nurse in the state of Wisconsin.

2. On September 4, 2014, Respondent was granted an Arizona multistate licensed practical nurse license with an expiration date of April 1, 2019. Respondent's Arizona multistate license was renewed and converted to a single state license with an effective date of June 28, 2019. However, Respondent incorrectly believed that her Arizona license had been renewed as a multistate license.

3. On December 15, 2020, Respondent's employer informed Respondent that her Arizona license had been changed to a single state license and she was therefore, unlicensed and ineligible to practice practical nursing in Wisconsin as a licensed practical nurse. Respondent immediately stopped practicing practical nursing in Wisconsin.

4. Beginning June 28, 2019, through December 15, 2020, Respondent held herself out, and worked as a licensed practical nurse, in Green Bay, Wisconsin without a valid license to practice practical nursing.

5. On December 23, 2020, Respondent applied for a Wisconsin multistate licensed practical nurse license via endorsement (Application # 746123). Respondent's application remains pending.

6. Respondent is currently licensed in the state of Arizona under a single-state licensed practical nurse license, which is current through April 1, 2023.

7. Respondent consents to the entry for the following conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Department has jurisdiction in this matter pursuant to Wis. Admin. Code ch. SPS 3 and Wis. Stat. § 440.21, and is authorized to enter into the attached Stipulation and Order pursuant to Wis. Stat. § 227.44(5) and Wis. Stat. § 441.13(3).

2. Pursuant to Wis. Stat. § 441.10(7), no person may hold herself out as a licensed practical nurse or use the title or letters "Licensed Practical Nurse" or "L.P.N." or otherwise seek to indicate that she is a licensed practical nurse, unless she is licensed under Wis. Stat. § 441.10.

3. By the conduct described above, Respondent violated Wis. Stat. § 441.10(7) by holding herself out as a licensed practical nurse without a license.

ORDER


1. The attached stipulation is accepted.

2. Unless and until Respondent is properly licensed as a licensed practical nurse by the Wisconsin Board of Nursing, Respondent is enjoined and prohibited from holding herself out as a licensed practical nurse or using the title or letters "Licensed Practical Nurse" or "L.P.N." or otherwise seeking to indicate that she is a licensed practical nurse in the state of Wisconsin. Violation of this special order may result in a forfeiture of up to \$10,000 for each day of violation. See Wis. Stat. § 440.21(4)(a).

3. If the Department determines that there is probable cause to believe that Respondent has violated any terms of this Administrative Injunction, the Department may refer the violations covered by this decision and order to any appropriate prosecutorial unit for review for possible criminal charges.

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

Issued at Madison, Wisconsin, this 1st day of October, 2021.

By: 
Aloysius Rohmeyer, Chief Legal Counsel
On behalf of the Department

STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

RECEIVED

SEP 21 2021

DIV LEGAL SERVICES & COMPLIANCE
DEPT SAFETY & PROFESSIONAL SERVICES

IN THE MATTER OF

TRACY L. WILLIS,
RESPONDENT.

STIPULATION
ORDER 0007:09

Division of Legal Services and Compliance Case No. 21 UNL 014

Tracy L. Willis (Respondent), and the Division of Legal Services and Compliance (Division), Department of Safety and Professional Services (Department), stipulate as follows:

1. This Stipulation is entered into as a result of a pending investigation by the Division. 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 Administrative Injunction by the Department. The parties to the Stipulation consent to the entry of the attached Administrative Injunction without further notice, pleading, appearance or consent of the parties. Respondent waives all rights to any appeal of the Department's Administrative Injunction, if adopted in the form as attached.

5. If the terms of this Stipulation are not acceptable to the Department, the parties shall not be bound by the contents of this Stipulation, and the matter shall then be returned to the Division for further proceedings. In the event that the Stipulation is not accepted by the

Department, the parties agree not to contend that the Department 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 for the Department may appear before the Department for the purposes of speaking in support of this agreement and answering questions that the Department may have in connection with deliberations on this Stipulation.

7. Respondent is informed that should the Department adopt this Stipulation; the Department's Administrative Injunction is a public record and will be published in accordance with standard Department procedure.

8. The Division joins Respondent in recommending the Department adopt this Stipulation and issue the attached Administrative Injunction.

Tracy L. Willis
Tracy L. Willis, Respondent
DePere, WI 54115

9-16-21
Date

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

9/21/2021
Date