

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 :
 : FINAL DECISION AND ORDER
ASHLEIGH A. SUHAJDA, R.N., :
RESPONDENT. : **ORDER 00078 26**

Division of Legal Services and Compliance Case No. 21 NUR 070

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

Ashleigh A. Suhajda, R.N.
Grayslake, IL 60030

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 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. Ashleigh A. Suhajda, R.N. (Respondent), (Year of Birth 1989) is licensed in the state of Wisconsin as a registered nurse, having license number 238620-30, first issued on November 7, 2017, 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 Grayslake, Illinois 60030.

2. At all times relevant to these proceedings, Respondent was employed as a registered nurse at a medical center located in Kenosha, Wisconsin (Facility).

3. In September 2020, the Facility placed Respondent on a corrective action plan as the Facility identified Respondent as an "outlier" for medication administration of hydrocodone

products. Respondent would withdraw controlled substances medication for multiple patients at the same time, carry the medications with her, and then administer to patients, as according to Respondent, this practice saved Respondent time.

4. In January 2021, a Facility patient accused Respondent of not giving him his pain medication that Respondent allegedly documented as administered. Respondent denied the accusations and on January 14, 2021, submitted to a drug screen. The screen returned positive for oxycodone.

5. Respondent did not possess a prescription for oxycodone. Around the time of the drug screen, Respondent stated that her mother gave Respondent an oxycodone pill, which Respondent ingested due to severe back pain.

6. The Facility did not substantiate that Respondent diverted medication. However, the Facility terminated Respondent for testing positive for oxycodone without possessing a prescription.

7. 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. 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. 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. Within ninety (90) days 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.
 - a. Prior to the assessment, Respondent shall provide a copy of this Order to the evaluator. Respondent shall provide the Department Monitor with written acknowledgement 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.

- b. 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.
- c. 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.
- d. Respondent shall comply with the evaluator's recommendations.
- e. Respondent is responsible for ensuring that the results of the evaluation are sent to the Department Monitor at the address below.

4. Within ninety (90) days from the date of this Order, Respondent shall pay COSTS of this matter in the amount of \$730.00.

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. Respondent may not obtain a multistate license from Wisconsin pursuant to the Enhanced Nurse Licensure Compact (Compact) while her license is encumbered by any term or condition of this Order. Should Respondent obtain a multistate license from a state other than Wisconsin, Respondent may not practice in Wisconsin pursuant to the Compact while her Wisconsin license is encumbered by any term or condition of this Order.

7. In the event Respondent violates any term of this Order, Respondent's license (238620-30), 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 of Nursing

2/10/2022
Date

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

ASHLEIGH A. SUHAJDA, R.N.,
RESPONDENT.

:
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:
:
:
:

STIPULATION

ORDER 0007826

Division of Legal Services and Compliance Case No. 21 NUR 070

Ashleigh A. Suhajda, R.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. Respondent is represented by Attorney Kristen Nelson.


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.

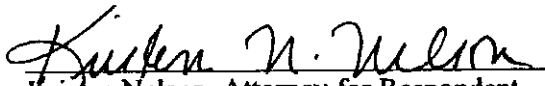
7. Respondent is informed that should the Board adopt this Stipulation, the Board's Final Decision and Order is a public record and will be published in accordance with standard Department procedure.

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.




Ashleigh A. Suhajda, R.N., Respondent
Grayslake, IL 60030
License No. 238620-30

12/20/21
Date



Kristen Nelson, Attorney for Respondent
Gimbel Reilly Guerin Brown LLP
330 E. Kilbourn Ave Ste 1170
Milwaukee, WI 53202

12/20/21
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

December 22, 2021
Date