

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

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IN THE MATTER OF DISCIPLINARY :  
PROCEEDINGS AGAINST :  
 : FINAL DECISION AND ORDER  
AMANDA L. OCACIO, L.P.N., :  
RESPONDENT. : **ORDER 0008103**

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Division of Legal Services and Compliance Case No. 22 NUR 046

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

Amanda L. Ocacio, L.P.N.  
Racine, WI 53405

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. Amanda L. Ocacio, L.P.N. (Respondent), (Year of Birth 1981) is licensed in the state of Wisconsin as a licensed practical nurse, having license number 312835-31, first issued on July 2, 2010 and current through April 30, 2023. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is in Racine, Wisconsin 53405.

2. On March 2, 2021, Respondent stipulated to a proposed order for remedial education in DLSC Case No. 17 NUR 484. The stipulated terms included:

- a. Within six (6) months of the date of the Order, Respondent would, at her own expense, take and successfully complete three (3) hours of education on the topic of patient advocacy as follows:
  - i. Each course attended in satisfaction of the Order must be pre-approved by the Board or its designee. Respondent would be responsible for locating course(s) satisfactory to the Board and for obtaining the required approval of the courses from the Board or its designee. Respondent would be required to take and pass any exam offered for the course(s).
  - ii. Respondent would 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 would be able to be used to satisfy any education requirements that have been or may be instituted by the Board or Department.
  - iii. The Board's monitoring liaison may change the number of credit hours and/or education topics in response to a request from Respondent. The monitoring liaison may consider the topic availability and/or hours of education when determining if a change to the ordered education should occur.
- b. Requests for approval of courses and proof of successful course completion would be sent by Respondent to the Department Monitor.

3. On May 13, 2021, the Board accepted the stipulated proposal as submitted and issued a Final Decision and Order for Remedial Education (Order 7381) in DLSC Case No. 17 NUR 484.

4. On January 24, 2022, the Department Monitor referred the instant matter to DLSC for Respondent's failure to complete the ordered education and comply with the terms of Order 7381.

5. As of the date of this Order, Respondent has failed to complete the ordered education and comply with the terms of Order 7381.

6. 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 has violated a term, provision, or condition of an order of the Board within the meaning of Wis. Admin. Code § N 7.03(1)(g).

3. 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 license to practice nursing in the state of Wisconsin (license no. 312835-31) and her privilege to practice nursing in Wisconsin pursuant to the Nurse Licensure Compact are **SUSPENDED** indefinitely.

3. The suspension shall be lifted upon Respondent providing proof satisfactory to the Board or its designee, that Respondent has complied with all terms of Order 7381.

4. Within ninety (90) days from the date of this Order, Respondent shall pay **COSTS** of this matter in the amount of \$207.00.

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  
DPSMonitoring@wisconsin.gov

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

6. Pursuant to Wis. Stat. § 441.51(5)(b), Respondent's multistate licensure privilege to practice in all Compact states besides Wisconsin is deactivated during the pendency of this Order.

7. In the event Respondent violates any term of this Order, Respondent's license (312835-31), 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: Robert Weisman TW-CCNP  
A Member of the Board of Nursing

8/11/2022  
Date

STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

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IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

AMANDA L. OCACIO, L.P.N.,  
RESPONDENT.

:  
:  
:  
:  
:

STIPULATION

**ORDER 0008103**

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Division of Legal Services and Compliance Case No. 22 NUR 046

Amanda L. Ocacio, 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.

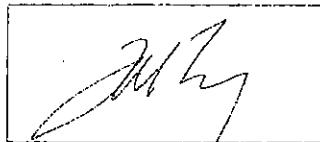
8. Respondent is further informed that should the Board adopt this Stipulation, the Board's Final Decision and Order will be reported as required by the National Practitioner Databank (NPDB) Guidebook and as otherwise required by any licensure compact or any other state or federal law.

9. The Division of Legal Services and Compliance joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.



Amanda L. Ocacio, L.P.N., Respondent  
Racine, WI 53405  
License No. 312835-31

6-15-22  
Date



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

6/16/2022  
Date