SOUTH DAKOTA BOARD OF NURSING

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IN THE MATTER OF THE LICENSURE PROCEEDINGS :

RE: VICKY RADKE-WILLIAMS, LPN, :

License No. P009305, :

Licensee. :

AGREED UPON DISPOSITION FOR LETTER OF REPRIMAND AND WAIVER OF HEARING

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WHEREAS, Vicky Radke-Williams ("Licensee"), is licensed to practice as a licensed practical nurse in the State of South Dakota and holds License number P009305;

WHEREAS, the South Dakota Board of Nursing ("Board") received a complaint against the Licensee alleging that Licensee engaged in incompetent, unprofessional, or dishonorable conduct in violation of SDCL § 36-9-49(10);

WHEREAS, based on the information provided to the Board, the Board has determined that Licensee's conduct amounted to incompetent, unprofessional, or dishonorable conduct in violation of its policy as well as SDCL § 36-9-49(10) in that Licensee documented contact with a client post mortem and otherwise falsified documentation;

WHEREAS, the Board has a statutory obligation to protect the public health, safety and welfare as set forth in SDCL § 36-9-1.1, including the protection of the public from unprofessional nursing practices and practitioners;

WHEREAS, the Licensee and the Board have agreed to resolve this complaint in the manner set forth in this agreed-upon disposition and waiver of hearing pursuant to ARSD 20:48:08:12(3); and

WHEREAS, it is the intent of this agreement to provide for a disposition of the licensing issues presented by the Licensee's conduct, in a professional manner, without the necessity of further hearings and proceedings herein, and to provide for a responsible resolution.

NOW, THEREFORE, it is hereby stipulated and agreed as follows:

1. The Board has jurisdiction over the person of the Licensee and the subject matter of this Order.

2. Licensee has admitted that Board received a complaint alleging that Licensee demonstrated incompetent, unprofessional, or dishonorable conduct.

3. Licensee recognizes that the matters complained of are of a nature that would constitute grounds for discipline on Licensee's license to practice as a nurse in the State of South Dakota under SDCL § 36-9-49(10) for incompetent, unprofessional, or dishonorable conduct.

4. Licensee understands that Licensee has a right to a contested case hearing pursuant to SDCL Ch. 1-26 regarding the allegations in the pending complaint and that such rights under SDCL Ch. 1-26 include, but are not limited to, the right to be present at the contested case hearing, the right to be represented by legal counsel, to introduce evidence and testimony on her behalf, to call witnesses, to cross examine witnesses, and to inspect all documentary evidence submitted to the Board and to appeal the Board's decision to the South Dakota Circuit Court and Supreme Court as provided by law.

5. By entering into this agreed-upon disposition with the Board, Licensee hereby knowingly and voluntarily waives the above rights.

6. Licensee has been given the opportunity to discuss this stipulation with an attorney of Licensee's choice and is aware of her rights as outlined above. Licensee hereby voluntarily waives all such rights to a hearing, notice, appearance, or other rights. Licensee is entering into this stipulation voluntarily and without duress or compulsion.

7. Based upon the foregoing acknowledgements, the Board and Licensee hereby agree that this matter will be resolved according to the disciplinary procedures outlined in ARSD 20:48:08:12(3) by an agreed upon issuance of a Letter of Reprimand.

NOW, THEREFORE, the foregoing Agreed Upon Disposition for Letter of Reprimand and Waiver of Hearing is entered into and is respectfully submitted to the Board with the request that the Board adopt its terms as an Order of the Board in the above matter.

Dated this 1 day of March, 2019.

Vicky Radke Williams VRW ~~Licensee~~ Licensee

Vicky Radke-Williams, Licensee

SOUTH DAKOTA BOARD OF NURSING

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IN THE MATTER OF THE LICENSURE PROCEEDINGS	:	
RE: VICKY RADKE-WILLIAMS, LPN,	:	**LETTER OF REPRIMAND**
License No. P009305,	:	
Licensee.	:	

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The South Dakota Board of Nursing met on the 13th day of March, 2019, to consider the above Licensee's Agreed Upon Disposition for Letter of Reprimand and Waiver of Hearing. The Board, by a vote of 7-0, agreed to accept and adopt the Licensee's Agreed Upon Disposition for Letter of Reprimand and issue this Letter of Reprimand.

IT IS HEREBY ORDERED that the South Dakota Board of Nursing accepts, adopts, and incorporates Licensee's Agreed Upon Disposition for Letter of Reprimand and Waiver of Hearing into this Letter of Reprimand by reference, the same as if all such terms were set forth herein.

Dated this 13th day of March, 2019.

SOUTH DAKOTA BOARD OF NURSING

Gloria Damgaard

Gloria Damgaard, RN, MS
Executive Director