

SOUTH DAKOTA BOARD OF NURSING

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IN THE MATTER OF THE LICENSURE :
PROCEEDINGS :

RE: JACQUELINE L. WONNENBERG, :
R.N. :

**ORDER OF
SUMMARY SUSPENSION AND
NOTICE OF HEARING**

License No. R024979, :

Licensee.

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WHEREAS, Jacqueline L. Wonnemberg, R.N., (“Licensee”), is licensed to practice as a registered nurse in the State of South Dakota and holds license number R-024979; and

WHEREAS, on or about March 20, 2007, the South Dakota Board of Nursing received a complaint alleging that the Licensee did not render appropriate nursing care for a resident of the Avera Gregory Health Care Center on March 9, 2007. After receiving the complaint an investigation began into the complaint received.

After review of the medical records of said resident, it was noted that the Licensee, on March 9, 2007, failed to intervene or take appropriate action when significant patient changes were noted. These changes included an oxygen saturation level of 76%, shortness of breath, diaphoresis, and chest pain. Failure to take appropriate action was contrary to the policy of that facility. In addition, the Licensee failed to attempt to rescue the patient by initiating Cardiopulmonary Resuscitation when the patient was found

without vital signs. Failure to initiate this action was contrary to the patient's advance directive. The medical records indicate that the patient died on March 9, 2007, while in Licensee's care.

On or about May 8, 2007 an Informal Meeting was conducted with the Licensee at the Board office in Sioux Falls, South Dakota. At the Informal Meeting, Licensee confirmed her lack of intervention stating that she forgot to chart patient's symptoms, and did not note the oxygen saturation levels. She admitted being under duress and hurried. At the Informal Meeting, the Licensee also confirmed that she failed to rescue by not initiating CPR for a patient who had orders for a full code. Licensee denied that she neglected the patient.

Written reports were received from the patient's family which indicated the Licensee had made calls to them after the death of the resident. Said reports gave various accounts of what happened to the resident while in the Licensee's care. A written report was also received from the emergency room nurse on duty the night of the resident's demise. She reported the Licensee's call to the emergency room that night. The Licensee and the Emergency Room nurse have varying accounts of the conversations that occurred that night.

At the Informal Meeting, Licensee admitted that she was no longer working at the Avera Gregory Health Care Center but had taken a job in Scottsbluff, Nebraska, working through Dakota Medical Temporary Services.

On or about May 30, 2007, word was received through the NURSYS System that the Licensee had applied for and obtained an RN License in the State of Nebraska. This license was granted in spite of an exclamation warning mark (which signifies a Licensee under investigation) being present on the NURSYS System.

Licensee was contacted regarding her residency and application to Nebraska for Licensure. Licensee advised Board staff that she needed a Nebraska license for her temporary assignment in Scottsbluff.

It appears that the Licensee is trying to circumvent the investigation occurring by the Board of Nursing in South Dakota by licensing herself in another state.

WHEREAS, based upon the affidavit of Andrew Albers and the above stated conduct, the Board has concluded that the public health, safety and welfare requires emergency action, in that Licensee's actions may endanger the health and safety of those who are, or will be, entrusted to her care in the future; and

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

NOW THEREFORE IT IS HEREBY ORDERED:

1. That the Board has jurisdiction of the Licensee and the subject matter of this Order.
2. That based on the above, the Board specifically finds that the public health,

safety and welfare requires emergency action against Licensee's license.

3. That based on the above, the Board specifically finds that the Licensee's actions endanger the public health, safety and welfare, and imperatively requires emergency action in that Licensee may endanger the health and safety of those persons who are or will be entrusted to her care in the future and that these are matters of a nature that would constitute further grounds for discipline of her license to practice nursing under SDCL § 36-9-49.

4. Based upon these findings, Licensee's license to practice nursing in South Dakota is hereby summarily suspended. Licensee may petition according to SDCL § 36-9-57 for reinstatement of her license at any time for "good cause". This Order also affects licensee's privilege to practice in South Dakota. Should licensee change her home state under the Nurse Licensure Compact, then licensee's practice privilege is subject to the same requirements as set forth in this order as her South Dakota license.

5. That Licensee shall turn in her license to the Board within ten (10) days from the date of this Order and it shall be kept by the Board until further action on this matter.

6. Licensee is hereby notified that any practice of or holding herself out as a registered nurse during the terms of this Order of Summary Suspension is a violation of SDCL § 36-9-68.

The South Board of Nursing at its meeting on the 7th day of June, 2007, approved

this Order of Summary Suspension as written without modifications and issues its Order of Summary Suspension consistent herein as follows:

IT IS HEREBY ORDERED that the above is adopted as an Order of the South Dakota Board of Nursing this 7th day of June, 2007, by a vote of 7-0.

SOUTH DAKOTA BOARD OF NURSING

A handwritten signature in cursive script that reads "Gloria Damgaard". The signature is written in dark ink on a light-colored background.

Gloria Damgaard, Executive Director

NOTICE OF HEARING

The South Dakota Board of Nursing (“Board”) pursuant to SDCL §§ 1-26-16, 1-26-27, and 1-26-29, hereby provides this Notice of Hearing to Jacqueline Wonnenberg, RN, license number R024979 (“Licensee”) as follows:

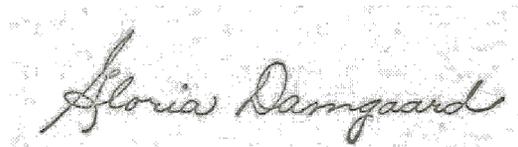
1. Hearing on the Order of Summary Suspension will take place before the Board on September 12th, 2007, at 9:00 o’clock a.m. at 4305 S. Louise Avenue, Suite 201, in Sioux Falls, South Dakota.
2. This matter is an adversarial proceeding and Licensee has the right to be present at the hearing and to be represented by an attorney. These due process rights will be forfeited if they are not exercised at the hearing.
3. Licensee has a right to request that the agency use the Office of Hearing

Examiners for this proceeding by giving notice of the request to the Board no later than ten (10) days after the service of this Notice of Hearing on Order of Summary Suspension.

4. A decision issued by the Board after the hearing may be appealed to the circuit court and to the state Supreme Court as provided by law.

Dated this 7th day of June, 2007.

SOUTH DAKOTA BOARD OF NURSING

A handwritten signature in cursive script that reads "Gloria Damgaard". The signature is written in dark ink on a light-colored background.

Gloria Damgaard, Executive Director