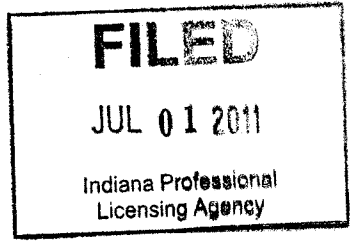


IN THE MATTER OF THE LICENSE OF)
)
DEBRA E. WAGLER, R.N.)
)
LICENSE NO: 28134108 (Active))



COMPLAINT

This complaint is brought against the Registered Nurse license of Debra E. Wagler, R.N. ("Respondent"), by the Office of the Indiana Attorney General, by counsel, Deputy Attorney General, Jason J. Gross, on behalf of the State of Indiana ("Petitioner") and pursuant to Ind. Code § 25-1-7-7, Ind. Code § 25-1-5-3, Ind. Code § 25-23-1-7 *et seq.*, the Administrative Orders and Procedures Act, and Ind. Code § 25-1-9-1 *et seq.* and in support alleges and states:

FACTS

1. The Respondent's address on file with the Indiana Professional Licensing Agency is 4822 Pineridge Court, Terre Haute, Indiana 47802. Respondent is a Registered Nurse ("R.N.") in the State of Indiana holding license number 28134108 (Active). Respondent's license was issued on July 11, 1996 and is set to expire on October 31, 2011.

2. On May 22, 2009, Respondent was employed as a nurse at Meadows Manor North ("Meadows") in Terre Haute, Indiana.

3. On August 16, 2010, Respondent was arrested for Operating a Vehicle While Intoxicated Endangering a Person and Failure to Stop after Accident Resulting in Non-Vehicle Damage. At the time of the arrest, the Respondent was found to have opiates in her bloodstream.

4. On June 7, 2010, Respondent was terminated from Meadows for failing to appear for duty for three days.

5. On June 21, 2010, Respondent checked herself into Hamilton Centers for treatment.

6. On July 15, 2010, Respondent was diagnosed with alcohol dependence and was placed on a three (3) year Recovery Monitoring Agreement ("RMA") with the Indiana State Nurses Assistance Program ("ISNAP").

7. On November 16, 2010, Respondent informed ISNAP that she had relapsed.

8. On January 19, 2011, Respondent's UDS tested positive for alcohol. ISNAP closed Respondent's file because of significant non-compliance.

9. On March 1, 2011, Respondent's therapist informed ISNAP that Respondent continues to consume alcohol.

COUNT I

10. Paragraphs 1 through 9 are repeated and incorporated herein.

11. Respondent's conduct as described above constitutes a violation of Ind. Code § 25-1-9-4(2) in that Respondent has been convicted of a crime that is harmful to the public. Specifically, on May 16, 2010, Respondent was convicted under Ind. Code § 9-30-5-2(A) of Operating a Vehicle While Intoxicated.

COUNT II

12. Paragraphs 1 through 9 are repeated and incorporated herein.

13. Respondent's conduct as described above constitutes a violation of Ind. Code §25-1-9-4(a)(4)(D) in that the Respondent has continued to practice although the Respondent has become unfit to practice due to addiction to, abuse of, or severe dependency upon alcohol or

drugs that endanger the public by impairing her ability to practice safely, as evidenced by Respondent's positive drug screen for alcohol during her enrollment with ISNAP, missed UDS, as well as her positive test for opiates during her initial arrest.

WHEREFORE, Petitioner demands an order against the Respondent that:

1. Imposes the appropriate disciplinary sanction;
2. Directs Respondent to immediately pay all costs incurred in the prosecution of this case ; and;
3. Provides any further relief as the Board deems just and proper.

Respectfully submitted,
Gregory F. Zoeller,
Attorney General of Indiana
Atty. No.: 1958-98

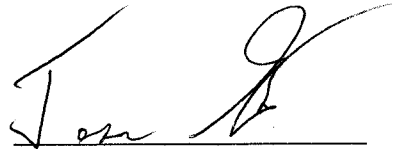
By: 

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CERTIFICATE OF SERVICE

I certify that a copy of the "Complaint" has been duly served upon the Respondent listed below, by United States mail, first-class, postage prepaid, on this 5th day of July, 2011.

Debra E. Wagler
4822 Pineridge Court
Terre Haute, IN, 47802



Jason Gross
Deputy Attorney General
Attorney No.: 23587-49