

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE:       JAMIE L. BOLGER, R.N.**  
**License No.: 0001-199150**

**ORDER**

Pursuant to §§ 2.2-4019, 2.2-4021 and 54.1-2400(10) of the Code of Virginia (1950), as amended (“Code”), an informal conference was held before a Special Conference Committee (“Committee”) of the Board of Nursing (“Board”) on August 16, 2011, in Henrico County, Virginia, to inquire into evidence that Jamie L. Bolger, R.N., may have violated certain laws and regulations governing the practice of nursing in Virginia. Ms. Bolger was present and was represented by Nicholas Balland, Esquire.

Upon consideration of the evidence presented, the Committee adopted the following Findings of Fact and Conclusions of Law.

**FINDINGS OF FACT**

1. Jamie L. Bolger, R.N., was issued License No. 0001-199150 to practice professional nursing by the Virginia Board of Nursing on November 22, 2005. Said license is set to expire on July 31, 2013. Her primary state of residence is Virginia.
2. By letter dated April 29, 2011, the Board of Nursing sent a Notice of Informal Conference (“Notice”) to Ms. Bolger notifying her that an informal conference would be held on June 1, 2011. The Notice was sent by certified and first class mail to 8630 Hunter Murphy Circle, Alexandria, Virginia 22309, the address of record on file with the Board of Nursing. On May 9, 2011, Ms. Bolger’s attorney requested a continuance, which was granted. By letter dated May 18, 2011, the Board notified Ms. Bolger that the informal conference would be on August 16, 2011.

2. On September 23, 2010, while employed at Alexandria Hospital, Alexandria, Virginia, Ms. Bolger had a positive urine drug screen for morphine and propoxyphene, for which she did not have prescriptions. Subsequently, Ms. Bolger's employment was terminated on October 5, 2010.

3. On August 5, 2011, Ms. Bolger entered a Participation Contract with the Health Practitioners' Monitoring Program ("HPMP"). She is enrolled in group counseling and attends a support group meeting three times a week.

4. Ms. Bolger stated that she has held two jobs as a professional nurse. Her most recent employment was a part-time position with the Virginia Hospital Center, where she resigned on July 16, 2011. She is currently unemployed.

#### CONCLUSIONS OF LAW

Finding of Fact No. 3 constitutes a violation of § 54.1-3007(6) of the Code.

#### ORDER

On the basis of the foregoing, the Committee hereby ORDERS as follows:

1. The Committee shall TAKE NO ACTION at this time, contingent upon Ms. Bolger's compliance with a Recovery Monitoring Contract with the HPMP for the period specified by the HPMP.

2. Any violation of the terms and conditions stated in this Order shall be reason for revoking the license of Jamie L. Bolger, R.N., and an administrative proceeding shall be held to decide whether her license should be revoked. Ms. Bolger shall be noticed to appear before the Board at such time as the Board is notified that:

a. Ms. Bolger is not in compliance with the terms and conditions of the HPMP, or has been terminated from participation in the HPMP;

b. There is a pending investigation or unresolved allegation against Ms. Bolger involving a violation of law or regulation or any term or condition of this Order; or

c. Ms. Bolger has successfully completed the above-referenced period of participation in the HPMP. However, upon receipt of Ms. Bolger's participation in and compliance with the HPMP, the Board, at its discretion, may waive Ms. Bolger's appearance before the Board and conduct an administrative review of this matter.

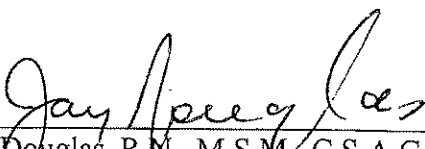
3. This Order is applicable to Ms. Bolger's multistate licensure privileges, if any, to practice professional nursing in the Commonwealth of Virginia. For the duration of this Order, Ms. Bolger shall not work outside of the Commonwealth of Virginia pursuant to a multistate licensure privilege without the written permission of the Virginia Board of Nursing and the Board of Nursing in the party state where she wishes to work. Any requests for out of state employment should be directed, in writing, to the Executive Director of the Board.

4. Ms. Bolger shall maintain a course of conduct in her capacity as a professional nurse commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.

Pursuant to §§ 2.2-4023 and 54.1-2400.2 of the Code, the signed original of this Order shall remain in the custody of the Department of Health Professions as public record and shall be made available for public inspection or copying upon request.


Pursuant to Section 54.1-2400(10) of the Code, Ms. Bolger may, not later than 5:00 p.m., on October 24, 2011, notify Jay P. Douglas, Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in writing that she desires a formal administrative hearing before the Board. Upon the filing with the Executive Director of a request for the hearing, this Order shall be vacated.

FOR THE COMMITTEE

  
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Jay P. Douglas, R.N., M.S.M., C.S.A.C.  
Executive Director, Virginia Board of Nursing

ENTERED: September 20<sup>th</sup>, 2011

This Order shall become final on October 24, 2011 unless a request for a formal administrative hearing is received as described above.

**Certified True Copy**  
By   
**Virginia Board of Nursing**