

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: **MARY EILEEN NEARY, R.N.**
License No.: 0001-133648

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Mary Eileen Neary, R.N., as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Neary's license to practice professional nursing in Virginia.

The Board adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Mary Eileen Neary, R.N., was issued License No. 0001-133648 to practice professional nursing by the Virginia Board of Nursing on September 14, 1993. Said license is set to expire on May 31, 2016. Ms. Neary's primary state of residence is Virginia.

2. Ms. Neary stated in a letter to the Board dated April 12, 2015, that she wished to voluntarily surrender her license to practice professional nursing due to physical illness.

CONCLUSION OF LAW

This matter is properly before the Board.

CONSENT

Mary E. Neary, R.N., by affixing her signature hereon, agrees to the following:

1. She has been advised to seek advice of counsel prior to signing this document;
2. She acknowledges that without her consent, no legal action can be taken against her except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A) *et seq.* of the Code;

3. She acknowledges that she has the following rights, among others: the right to an informal fact finding conference before the Board, the right to reasonable notice of said hearing, the right to representation by counsel, and the right to cross-examine witnesses against her;
4. She waives all such right to an informal conference;
5. She admits to the Findings of Fact and Conclusions of Law contained herein and waives her right to contest such Findings of Fact and Conclusions of Law in any subsequent proceeding before the Board;
6. She consents to the entry of the following Order affecting her right to practice professional nursing in Virginia.

ORDER

WHEREFORE, on the basis of the foregoing, the Virginia Board of Nursing, effective upon entry of this Order, and in lieu of further proceedings, hereby ORDERS as follows:

1. The Board ACCEPTS the VOLUNTARY SURRENDER for INDEFINITE SUSPENSION of Ms. Neary's license to practice professional nursing in the Commonwealth of Virginia.
2. The license will be recorded as suspended and no longer current.
3. At such time as Ms. Neary shall petition the Board for reinstatement of her license, an administrative proceeding will be convened to determine whether she is capable of resuming the safe and competent practice of professional nursing. Ms. Neary shall be responsible for any fees that may be required for the reinstatement and renewal of the license prior to issuance of the license to resume practice.
4. This suspension applies to any multistate privilege to practice professional nursing.

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.

FOR THE BOARD

Joyce A. Hahn

Joyce A. Hahn, PhD, APRN-CNS, NEA-BC, FNAP
President, Virginia Board of Nursing

ENTERED: July 14, 2015

SEEN AND AGREED TO:

Mary E. Neary RN
Mary E. Neary, R.N.

COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF Henrico, TO WIT:

Subscribed and sworn to before me, Andrew C. Baker, a Notary Public, this 29th day of June, 2015.

My commission expires 29 February 2016.

Registration Number 7224786.

ANDREW C BAKER
NOTARY PUBLIC 7224786
COMMONWEALTH OF VIRGINIA
MY COMMISSION EXPIRES FEBRUARY 29, 2016

ACB
NOTARY PUBLIC

Certified True Copy
By *M. Baylor*
Virginia Board of Nursing