

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: AUDREY W. HOLLAR, R.N.
License No.: 0001-117631

ORDER

Pursuant to §§ 2.2-4020, 54.1-110 and 54.1-2400(11) of the Code of Virginia (1950), as amended ("Code"), a formal administrative hearing was held before a panel of the Board of Nursing ("Board") on August 18, 2014, in Henrico County, Virginia, to inquire into evidence that Audrey W. Hollar, R.N. may have violated certain terms and conditions imposed on her as set forth in the Order of the Board entered on July 31, 2012, and certain laws governing nursing practice in Virginia. The case was presented by Anne Glick Joseph, Deputy Director, Administrative Proceedings Division. James Rutkowski, Assistant Attorney General, was present as legal counsel for the Board. Ms. Hollar was not present and was not represented by legal counsel. The proceedings were recorded by a certified court reporter.

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

FINDINGS OF FACT

1. Audrey W. Hollar, R.N., was issued License No. 0001-117631 to practice professional nursing in Virginia on February 15, 1990. Said license was suspended by Order of the Board entered on August 11, 2010 and was continued on indefinite suspension by Order of the Board entered on July 31, 2012. Ms. Hollar's primary state of residence is Virginia. She holds a license to practice professional nursing in the State of New York, which is scheduled to expire on December 31, 2014. She holds a suspended nursing license in the State of West Virginia.
2. Based on Commonwealth's Exhibit 1, the Notice of Formal Hearing and Affidavit of Mailing, and on the representations of Anne Joseph, Deputy Director, Administrative Proceedings Division, the presiding officer ruled that adequate notice was provided to Ms. Hollar and the hearing proceeded in her absence.

3. By Order entered August 11, 2010, the Board suspended Ms. Hollar's license to practice professional nursing and stayed the suspension contingent on Ms. Hollar's entry into and compliance with the Health Practitioners' Monitoring Program ("HPMP"). Ms. Hollar entered the HPMP on August 30, 2010, and was dismissed on February 19, 2011. She sought reinstatement of her license in November 2011, and by Order entered July 31, 2012, the Board denied her request and continued her license on indefinite suspension. Term No. 6 of the Board's July 2012 Order stayed the suspension contingent on Ms. Hollar's re-entry into the HPMP and continued compliance with the HPMP.

4. Ms. Hollar again entered the HPMP in August 2012.

5. In November 2013, the Board was notified that Ms. Hollar had resigned from the HPMP in October 2013. Thereafter, the Board summarily rescinded the stay of indefinite suspension of Ms. Hollar's nursing license in June 2014.

6. In an interview with an investigator for the Department of Health Professions on February 26, 2014, Ms. Hollar indicated that she was receiving disability benefits and that she did not plan to practice nursing again.

CONCLUSIONS OF LAW

Finding of Fact No. 5 constitutes a violation of § 54.1-3007(6) of the Code and Term No. 6 of the Board's Order entered July 31, 2012.

ORDER

WHEREFORE, the Virginia Board of Nursing, effective upon entry of this Order, hereby ORDERS as follows:

1. Audrey W. Hollar, R.N. is hereby REPRIMANDED.
2. License No. 0001-117631 issued to Audrey W. Hollar, R.N. to practice professional nursing in the Commonwealth of Virginia is hereby CONTINUED on INDEFINITE SUSPENSION.

NOTICE OF RIGHT TO APPEAL

As provided by Rule 2A:2 of the Supreme Court of Virginia, you have 30 days from the date you are served with this Order in which to appeal this decision by filing a Notice of Appeal with Jay P. Douglas, MSM, RN, CSAC, FRE, Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233. The service date shall be defined as the date you actually received this decision or the date it was mailed to you, whichever occurred first. In the event this decision is served upon you by mail, three days are added to that period.