

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: HOLLY GILLIAN, L.P.N.
License No.: 0002-083469

CONSENT ORDER

The Virginia Board of Nursing (“Board”) and Holly Gillian, L.P.N., as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Gillian’s license to practice as a licensed practical nurse in Virginia.

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

FINDINGS OF FACT

1. Holly Gillian, L.P.N., was issued License No. 0002-083469 to practice as a licensed practical nurse by the Virginia Board of Nursing on September 29, 2010. Said license is set to expire on July 31, 2014. She previously held License No. 274589 to practice as a licensed practical nurse in New York, which is currently inactive, License No. 30643 to practice as a practical nurse in West Virginia, which expired on June 30, 2011, and License No. 5162663 to practice as a practical nurse in Florida, which expired on July 31, 2009. Her primary state of residence is Virginia.

2. On April 28, 2013, during the course of her employment with Heritage Hall – Front Royal, Front Royal, Virginia, Ms. Gillian wrote a one-time order for an indwelling catheter and Foley bag for a resident who had an order for a straight catheter, and subsequently carried out the order, without consulting with and receiving approval from a physician. The resident did not suffer any harm as a result of Ms. Gillian’s actions.

3. As a result of this incident, Ms. Gillian resigned her position on April 30, 2013.

CONCLUSIONS OF LAW

Finding of Fact No. 2 constitutes a violation of § 54.1-3007(2), (5), and (8) of the Code of Virginia (1950), as amended (“Code”), and 18 VAC 90-20-300(A)(2)(a) and (e) of the Regulations Governing the Practice of Nursing.

CONSENT

Holly Gillian, L.P.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 as a licensed practical nurse in Virginia.

ORDER

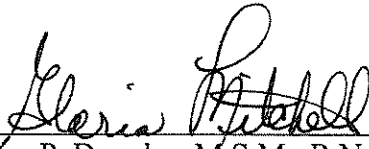
WHEREFORE, on the basis of the foregoing, the Virginia Board of Nursing, effective upon entry of this Order, and in lieu of further proceedings, hereby ORDERS as follows:

1. Holly Gillian, L.P.N., is hereby REPRIMANDED.

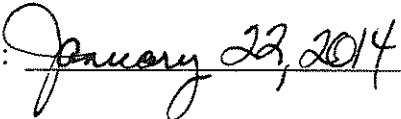
2. Ms. Gillian shall maintain a course of conduct in her capacity as a practical nurse commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.

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.

FOR THE BOARD:

per 

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

ENTERED: 

SEEN AND AGREED TO:

Holly Gillian
HOLLY GILLIAN, L.P.N.

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

Subscribed and sworn to before me, Melissa L. Shifflett, a Notary Public, this 13th day of January, 2014.

My commission expires 12/31/2016.

Registration Number 329892.

Melissa L. Shifflett
NOTARY PUBLIC

