IN THE MATTER OF	§	BEFORE THE ELIGIBILITY
	§	
PERMANENT CERTIFICATE	§	AND DISCIPLINARY
	§	
NUMBER 149641	§	COMMITTEE
	§	
ISSUED TO	§	OF THE TEXAS
	§	
DEBORAH ANN HOLLAND	§	BOARD OF NURSING

I do hereby certify this to be a complete, accurate, and true copy of the document which is on file or is of record in the offices of the Texas Board of Nursing.

Executive Director of the Board

ORDER OF THE BOARD

TO: Deborah Ann Holland
701 N Indian River Dr #3
Fort Pierce, Florida 34950

During open meeting held in Austin, Texas, on Tuesday November 9, 2010, the Eligibility and Disciplinary Committee (hereinafter "Committee") heard the above-styled case, based on the failure of the Respondent to appear as required by 22 TEX. ADMIN. CODE Ch. 213.

The Committee of the Texas Board of Nursing finds that notice of the facts or conduct alleged to warrant disciplinary action has been provided to Respondent in accordance with Texas Government Code § 2001.054(c) and Respondent has been given an opportunity to show compliance with all the requirements of the Nursing Practice Act, chapter 301 of the Texas Occupations Code, for retention of Respondent's license to practice vocational nursing in the State of Texas.

The Committee finds that the Formal Charges were properly initiated and filed in accordance with section 301.458, Texas Occupations Code.

The Committee finds that after proper and timely Notice regarding the violations alleged in the Formal Charges was given to Respondent in this matter, Respondent has failed to appear in accordance with 22 TEX. ADMIN. CODE Ch. 213.

The Committee finds that the Board is authorized to enter a default order pursuant to Texas Government Code § 2001.056.

The Eligibility and Disciplinary Committee, after review and due consideration, adopts the

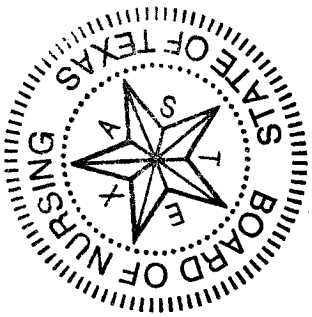
proposed findings of fact and conclusions of law as stated in the Formal Charges which are attached hereto and incorporated by reference for all purposes and the Staff's recommended sanction of revocation by default. This Order will be properly served on all parties and all parties will be given an opportunity to file a motion for rehearing [22 TEX. ADMIN.CODE § 213.16(j)]. All parties have a right to judicial review of this Order.

All proposed findings of fact and conclusions of law filed by any party not specifically adopted herein are hereby denied.

NOW, THEREFORE, IT IS ORDERED that Permanent Certificate Number 149641, previously issued to DEBORAH ANN HOLLAND, to practice vocational nursing in the State of Texas be, and the same is hereby, REVOKED.

IT IS FURTHER ORDERED that this Order SHALL be applicable to Respondent's nurse licensure compact privileges, if any, to practice vocational nursing in the State of Texas.

Entered this 9th day of November, 2010.



TEXAS BOARD OF NURSING

BY: _____

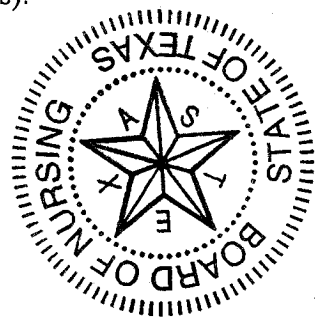
KATHERINE A. THOMAS, MN, RN
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

Re: Permanent Certificate Number 149641
Issued to DEBORAH ANN HOLLAND
DEFAULT ORDER -REVOKE

CERTIFICATE OF SERVICE

I hereby certify that on the 12th day of November, 2010, a true and correct copy of the foregoing DEFAULT ORDER was served by placement in the U.S. Mail via certified mail, and addressed to the following person(s):

Deborah Ann Holland
701 N Indian River Dr #3
Fort Pierce, Florida 34950



BY: Katherine A. Thomas

KATHERINE A. THOMAS, MN, RN
EXECUTIVE DIRECTOR ON BEHALF OF SAID BOARD

Texas Board of Nursing

333 Guadalupe Street, Ste. 3-460, Austin, Texas 78701
Phone: (512) 305-7400 Fax: (512) 305-7401 www.bon.state.tx.us

Katherine A. Thomas, MN, RN
Executive Director

September 28, 2010

Certified Mail No. 91 7108 2133 3938 2242 9764
Return Receipt Requested

Deborah Ann Holland
701 N Indian River Dr #3
Ft Pierce, Florida 34950

Dear Ms. Holland:

Enclosed are Formal Charges which have been filed against you alleging one or more violations of Section 301.452(b) of the Nursing Practice Act, Texas Occupations Code. Within three weeks of the date of this letter, you must file a written answer to each charge admitting or denying each allegation. If you intend to deny only part of an allegation, you must specify so much of it as is true and deny only the remainder. Your answer shall also include any other matter, whether of law or fact, upon which you intend to rely for your defense. Please send your written answer to the attention of Tamika Rose, Investigator. You may obtain legal counsel at your own expense.

FAILURE TO FILE A WRITTEN ANSWER TO THE FORMAL CHARGES, EITHER PERSONALLY OR BY LEGAL REPRESENTATIVE, WILL RESULT IN THE ALLEGATIONS CONTAINED IN THE FORMAL CHARGES BEING ADMITTED AS TRUE AND THE PROPOSED RECOMMENDATION OF STAFF WILL BE GRANTED BY DEFAULT.

Please be advised that should you fail to file a written answer, the case will proceed on a default basis and it will be staff's recommendation that a default order be entered revoking your license or multistate privilege to practice professional nursing in the State of Texas.

The results of any default order or formal disposition (Board Order) are public information. Results of informal and formal dispositions will appear in the Board's newsletter under the heading of "Disciplinary Action."

Should you desire to discuss this matter, you may contact Tamika Rose, Investigator, Enforcement Division, at the above address, or at (512) 305-6812.

Sincerely,

Katherine A. Thomas, MN, RN
Executive Director

KAT/TR/

Enclosure: Formal Charges

09/99-DA

Members of the Board

Linda Rounds, PhD, FNP, RN
Galveston, *President*

Deborah Bell, CLU, ChFC Abilene
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Patricia Clapp, BA Dallas
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Marilyn Davis, BSN, RN, MPA Sugar Land
Blanca Rosa Garcia, PhD, RN Corpus Christi
Richard Gibbs, LVN Mesquite
Kathy Leader-Horn, LVN Granbury
Josefina Lujan, PhD, RN El Paso
Beverley Jean Nutall, LVN Bryan
Mary Jane Salgado, MEd Eagle Pass

In the Matter of Permanent License	§	**BEFORE THE TEXAS**
Number 149641, Issued to	§	
DEBORAH ANN HOLLAND, Respondent	§	**BOARD OF NURSING**

FORMAL CHARGES

This is a disciplinary proceeding under Section 301.452(b), Texas Occupations Code. Respondent, DEBORAH ANN HOLLAND, is a Vocational Nurse holding license number 149641, which is in delinquent status at the time of this pleading.

Written notice of the facts and conduct alleged to warrant adverse licensure action was sent to Respondent at Respondent's address of record and Respondent was given opportunity to show compliance with all requirements of the law for retention of the license prior to commencement of this proceeding.

CHARGE I.

On or about November 5, 1998, Respondent entered a plea of Guilty to THEFT OF PROPERTY $50-$500 (a Class B Misdemeanor offense committed on August 26, 1998), in the County Criminal Court No. 9, Tarrant County, Texas, under Cause Number 0704068. As a result of the plea, the proceedings against Respondent were deferred without entering an adjudication of guilt and Respondent was placed on probation for a period of twelve (12) months. Additionally, Respondent was ordered to pay a fine and court costs. On or about July 16, 1999, Respondent's probation granted under Cause Number 0704068 was revoked and Respondent was sentenced to confinement in the Tarrant County Jail for a period of forty (40) days.

The above action constitutes grounds for disciplinary action in accordance with TEX. REV. CIV. STAT. ANN 4528c, sec 10(a)(9) (effective 9/1/1997), and is a violation of 22 TEX. ADMIN. CODE §239.11(29) (effective 3/1/1998).

CHARGE II.

On or about July 7, 1999, Respondent entered a plea of Guilty to FORGERY BY POSSESSION OF A CHECK WITH INTENT TO PASS (a State Jail Felony offense committed on February 10, 1999), in the 371st District Court of Tarrant County, Texas, under Cause Number 0721637A. As a result of the plea, the proceedings against Respondent were deferred without entering an adjudication of guilt and Respondent was placed on probation for a period of five (5) years. Additionally, Respondent was ordered to pay a fine and court costs. On or about December 1, 2003, Respondent's probation granted under Cause Number 0721637A was revoked and Respondent was sentenced to confinement in the State Jail Division of the Texas Department of Criminal Justice for a period of one hundred and eighty (180) days.

The above action constitutes grounds for disciplinary action in accordance with TEX. REV. CIV. STAT. ANN 4528c, sec 10(a)(9),(effective 9/1/1997), and is a violation of 22 TEX. ADMIN. CODE §239.11(29) (effective 3/1/1999).

CHARGE III.

On or about November 15, 2004, Respondent entered a plea of Guilty and was convicted of THEFT S/P 20-500-CHECK (a Class B Misdemeanor offense committed on September 8, 2003), in the County Criminal Court No. 4, Tarrant County, Texas, under Cause Number 0951696. As a result of the conviction, Respondent was sentenced to confinement in the Tarrant County Jail for a period of three (3) days. Additionally, Respondent was ordered to pay court costs.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(3)&(10), Texas Occupations Code, and is a violation of and 22 TEX. ADMIN. CODE §217.12(13) (effective after 9/28/2004).

CHARGE IV.

On or about November 15, 2004, Respondent entered a plea of Guilty and was convicted of FAIL TO ID-FUG-FALSE INFO (a Class A Misdemeanor offense committed on September 16, 2004), in the County Criminal Court No. 4, Tarrant County, Texas, under Cause Number 0951906. As a result of the conviction, Respondent was sentenced to confinement in the Tarrant County Jail for a period of sixty (60) days. Additionally, Respondent was ordered to pay court costs.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code, and is a violation of and 22 TEX. ADMIN. CODE §217.12(13) (effective after 9/28/2004).

CHARGE V.

On or about November 15, 2004, Respondent entered a plea of Guilty and was convicted of THEFT S/P 50-500 (a Class B Misdemeanor offense committed on September 16, 2004), in the County Criminal Court No. 4, Tarrant County, Texas, under Cause Number 0948936. As a result of the conviction, Respondent was sentenced to confinement in the Tarrant County Jail for a period of sixty (60) days. Additionally, Respondent was ordered to pay a fine and court costs.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code, and is a violation of and 22 TEX. ADMIN. CODE §217.12(13) (effective after 9/28/2004).

CHARGE VI.

On or about October 26, 2005, Respondent plead Guilty to and was convicted of POSSESSION OF A CONTROLLED SUBSTANCE PG >=1G <4G (a 3rd Degree Felony offense committed on October 10, 2004), in the 249th District Court, Johnson County, Texas, under Cause Number F38751. As a result of the conviction, Respondent was sentenced to confinement in the Institutional Division of the Texas Department of the Criminal Justice for a period of six (6) years, with sixty (60) days credit given. Additionally, Respondent was ordered to pay a fine and court costs.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(3)&(10), Texas Occupations Code, and is a violation of and 22 TEX. ADMIN. CODE §217.12(11)(B)&(13) (effective after 9/28/2004).

CHARGE VII.

On or about October 26, 2005, Respondent entered à plea of Guilty and was convicted of COUNT 2-4 FORGERY (a 3rd Degree Felony offense committed on October 10, 2004), in the 249th District Court, Johnson County, Texas, under Cause Number F38751. As a result of the conviction, Respondent was sentenced to confinement in the Institutional Division of the Texas Department of the Criminal Justice for a period of six (6) years, with sixty (60) days credit given. Additionally, Respondent was ordered to pay a fine and court costs.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(3)&(10), Texas Occupations Code, and is a violation of and 22 TEX. ADMIN. CODE §217.12(13) (effective after 9/28/2004).

CHARGE VIII.

On or about October 26, 2005, Respondent entered a plea of Guilty and was convicted of POSSESSION OF MARIJUANA <2 OZ (a Class B Misdemeanor offense committed on October 10, 2004), in the Count Court at Law No. 1 of Johnson County, Texas, under Cause Number M200402771. As a result of the conviction, Respondent was sentenced to confinement in the Johnson County Jail for a period of ninety (90) days, with thirty-four (34) days credit given.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code, and is a violation of and 22 TEX. ADMIN. CODE §217.12(11)(B)&(13) (effective after 9/28/2004).

CHARGE XV.

On or about November 9, 2005, Respondent entered a plea of Guilty and was convicted of POSSESSION OF A CONTROLLED SUBSTANCE OF LESS THAN ONE GRAM, NAMELY: COCAINE (a State Jail Felony offense committed on December 5, 2004), in the 371st District Court of Tarrant County, Texas, under Cause Number 0959891D. As a result of the conviction, Respondent was sentenced to confinement in the Tarrant County Jail for a period of one (1) year, with two hundred forty-three (243) days credit given.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code, and is a violation of and 22 TEX. ADMIN. CODE §217.12(11)(B)&(13) (effective after 9/28/2004).

CHARGE X.

On or about March 17, 2005, Respondent was arrested by the Granbury Police Department Grandbury, Texas, for COUNT I FORGERY-ISSUE OF MONEY and COUNT II FORGERY-GOVERNMENT DOCUMENT (3rd Degree Felony offenses); and COUNTS III, IV, V FRAUDULENT USE POSSESSION OF IDENTIFYING INFORMATION (State Jail Felony offenses). On or about October 17, 2005, Respondent entered a plea of Guilty and was convicted of COUNT I FORGERY-ISSUE OF MONEY and COUNT II FORGERY-GOVERNMENT DOCUMENT (3rd Degree Felony offenses), in the 355th Judicial District Court of Hood County, Texas, under Cause Number 9877. As a result of the conviction, Respondent was sentenced to

confinement in the Institutional Division of the Texas Department of the Criminal Justice for a period of seven (7) years, with two hundred thirteen (213) days credit given, to run concurrently. Additionally, Respondent was ordered to pay a fine and court cost. On or about October 18, 2005, Counts III, IV, V, were dismissed in the 355th Judicial District Court of Hood County, Texas.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(3)&(10), Texas Occupations Code, and is a violation of and 22 TEX. ADMIN. CODE §217.12(13) (effective after 9/28/2004).

CHARGE XI.

On or about November 9, 2005, Respondent entered a plea of Guilty and was convicted of FORGERY BY POSSESSION OF A CHECK WITH INTENT TO PASS (a State Jail Felony reduced to a lesser Class A Misdemeanor offense committed on March 5, 2005), in the 371st District Court of Tarrant County, Texas, under Cause Number 0974582D. As a result of the conviction, Respondent was sentenced to confinement in the Tarrant County Jail for a period of one (1) year, with two hundred thirty-nine (239) days credit given.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code, and is a violation of and 22 TEX. ADMIN. CODE §217.12(13) (effective after 9/28/2004).

CHARGE XII.

On or about November 9, 2005, Respondent entered a plea of Guilty and was convicted of FORGERY BY POSSESSION OF A CHECK WITH INTENT TO PASS (a State Jail Felony reduced to a lesser Class A Misdemeanor offense committed on March 5, 2005), in the 371st District Court of Tarrant County, Texas, under Cause Number 0958685D. As a result of the conviction, Respondent was sentenced to confinement in the Tarrant County Jail for a period of one (1) year, with two hundred forty-three (243) days credit given.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code, and is a violation of and 22 TEX. ADMIN. CODE §217.12(13) (effective after 9/28/2004).

CHARGE XIII.

On or about November 9, 2005, Respondent entered a plea of Guilty and was convicted of FORGERY BY POSSESSION OF A CHECK WITH INTENT TO PASS (a State Jail Felony reduced to a lesser Class A Misdemeanor offense committed on March 5, 2005), in the 371st District Court of Tarrant County, Texas, under Cause Number 0979117D. As a result of the conviction, Respondent was sentenced to confinement in the Tarrant County Jail for a period of one (1) year, with two hundred thirty-nine (239) days credit given.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code, and is a violation of and 22 TEX. ADMIN. CODE §217.12(13) (effective after 9/28/2004).

CHARGE XIV.

On or about November 9, 2005, Respondent entered a plea of Guilty and was convicted of FORGERY BY POSSESSION OF A CHECK WITH INTENT TO PASS (a State Jail Felony reduced to a lesser Class A Misdemeanor offense committed on March 5, 2005), in the 371st District Court of Tarrant County, Texas, under Cause Number 0972345D. As a result of the conviction, Respondent was sentenced to confinement in the Tarrant County Jail for a period of one (1) year, with two hundred thirty-nine (239) days credit given.

The above action constitutes grounds for disciplinary action in accordance with Section 301.452(b)(10), Texas Occupations Code, and is a violation of and 22 TEX. ADMIN. CODE §217.12(13) (effective after 9/28/2004).

NOTICE IS GIVEN that staff will present evidence in support of the recommended disposition of up to revocation of Respondent's license to practice nursing in the State of Texas pursuant to the Board's rules, 22 TEX. ADMIN. CODE §§ 213.27 - 213.33 and TEX. OCC. CODE Ch. 53. Additionally, staff will seek to impose on Respondent the administrative costs of the proceeding pursuant to Section 301.461, Texas Occupations Code. The cost of proceedings shall include, but is not limited to, the cost paid by the Board to the State Office of Administrative Hearings and the Office of the Attorney General or other Board counsel for legal and investigative services, the cost of a court reporter and witnesses, reproduction of records, Board staff time, travel, and expenses. These shall be in an amount of at least one thousand two hundred dollars ($1200.00).

NOTICE IS GIVEN that all statutes and rules cited in these Charges are incorporated as part of this pleading and can be found at the Board's website, www.bon.state.tx.us.

NOTICE IS GIVEN that to the extent applicable, based on the Formal Charges, the Board will rely on Adopted Disciplinary Guidelines for Criminal Conduct and on Adopted Disciplinary Sanction Policies for Nurses with Substance Abuse, Misuse, Substance Dependency, or other Substance Use Disorder, for Fraud, Theft & Deception, which can be found at the Board's website, www.bon.state.tx.us.

NOTICE IS GIVEN that, based on the Formal Charges, the Board will rely on the Disciplinary Matrix, which can be found at www.bon.state.tx.us/disciplinaryaction/discp-matrix.html.

Filed this 27th day of September, 2010.

TEXAS BOARD OF NURSING

Nikki Hopkins

James W. Johnston, General Counsel
Board Certified - Administrative Law
Texas Board of Legal Specialization
State Bar No. 10838300

Jena Renee Koslan Abel, Assistant General Counsel
State Bar No. 24036103
Lance Robert Brenton, Assistant General Counsel
State Bar No. 24066924
Robert Kyle Hensley, Assistant General Counsel
State Bar No. 50511847
Nikki Hopkins, Assistant General Counsel
State Bar No. 24052269
John F. Legris, Assistant General Counsel
State Bar No. 00785533
TEXAS BOARD OF NURSING
333 Guadalupe, Tower III, Suite 460
Austin, Texas 78701
P: (512) 305-6824
F: (512) 305-8101 or (512)305-7401

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