



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.
Patricia Thomas
Executive Director of the Board

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of	§	AGREED
Registered Nurse License Number 816473	§	
issued to DIANE HOLZMAN	§	ORDER

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considered the matter of DIANE HOLZMAN, Registered Nurse License Number 816473, hereinafter referred to as Respondent. This action was taken in accordance with Section 301.453(c), Texas Occupations Code.

Respondent waived notice and hearing and agreed to the entry of this Order.

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

FINDINGS OF FACT

1. Prior to the institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was served on Respondent and Respondent was given an opportunity to show compliance with all requirements of the law for retention of the license(s).
2. Respondent waived notice and hearing, and agreed to the entry of this Order.
3. Respondent's license to practice as a professional nurse in the State of Texas is in delinquent status.
4. Respondent received a Baccalaureate Degree in Nursing from the University of Cincinnati, Cincinnati, Ohio, on June 1, 1977. Respondent was licensed to practice professional nursing in the State of Texas on March 29, 2012.
5. Respondent's nursing employment history is unknown.
6. On or about March 2, 2015, Respondent's Colorado license to practice professional nursing was Suspended by the State of Colorado Board of Nursing, Denver, Colorado. A copy of the Colorado Board of Nursing's Order of Suspension effective March 2, 2015, is attached and incorporated, by reference, as part of this Order.

7. Regarding the conduct outlined in Finding of Fact Number Six (6), Respondent states that she is retired, and does not live nor work nor plans to do so in Texas. She explains that she inadvertently chose the wrong response when writing for re-issuance of her Colorado license in 2012. She states that she has never taken "not prescription medication," nor had a mental health issue, and her work has never been an issue due to substance abuse or alcohol issues.
8. Formal Charges were filed on May 7, 2015.
9. Formal Charges were mailed to Respondent on May 11, 2015.
10. Respondent, by her signature to this Order, expresses her desire to voluntarily surrender her license(s) to practice nursing in the State of Texas.

CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.555, the Board has jurisdiction over this matter.
2. Notice was served in accordance with law.
3. The evidence received is sufficient cause pursuant to Section 301.452(b)(8), Texas Occupations Code, to take disciplinary action against Registered Nurse License Number 816473, heretofore issued to DIANE HOLZMAN, including revocation of Respondent's license(s) to practice nursing in the State of Texas.
4. Pursuant to Section 301.463(d), Texas Occupations Code, this Agreed Order is a settlement agreement under Rule 408, Texas Rules of Evidence, in civil or criminal litigation.
5. Under Section 301.453(c), Texas Occupations Code, the Board has the authority to accept the voluntary surrender of a license.
6. Under Section 301.453(d), Texas Occupations Code, as amended, the Board may impose conditions for reinstatement of licensure.
7. Any subsequent reinstatement of this license will be controlled by Section 301.453(d), Texas Occupations Code, and 22 TEX. ADMIN. CODE §213.26-.29, and any amendments thereof in effect at the time of the reinstatement.

TERMS OF ORDER

NOW, THEREFORE, IT IS AGREED and ORDERED that the **VOLUNTARY SURRENDER** of Registered Nurse License Number 816473, heretofore issued to DIANE

HOLZMAN, to practice nursing in the State of Texas, is accepted by the Texas Board of Nursing.

In connection with this acceptance, the Board imposes the following conditions:

1. RESPONDENT SHALL NOT practice professional/registered nursing, use the title "registered nurse" or the abbreviation "RN" or wear any insignia identifying herself/himself as a registered nurse or use any designation which, directly or indirectly, would lead any person to believe that RESPONDENT is a registered nurse during the period in which the license is surrendered.
2. RESPONDENT SHALL NOT petition for reinstatement of licensure until one (1) year has elapsed from the date of this Order.
3. Upon petitioning for reinstatement, RESPONDENT SHALL satisfy all then existing requirements for relicensure.

IT IS FURTHER AGREED and ORDERED that this Order SHALL be applicable

to Respondent's nurse licensure compact privileges, if any, to practice nursing in the State of Texas.

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RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Agreed Order. I waive representation by counsel. I have reviewed this Order. I neither admit nor deny the violation(s) alleged herein. By my signature on this Order, I agree to the entry of this Order, and any conditions of said Order, to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that this Order becomes final when accepted by the Executive Director at which time the terms of this Order become effective and a copy will be mailed to me.

Signed this 19th day of June, 2015.

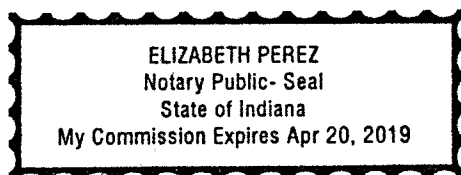
Diane Holzman
DIANE HOLZMAN, Respondent

Sworn to and subscribed before me this 19 day of June, 2015.

SEAL

Elizabeth Perez

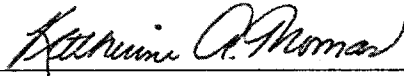
Notary Public in and for the State of Indiana



I have never lived or practiced nursing in Texas. I retired from nursing January, 2014
DH

WHEREFORE, PREMISES CONSIDERED, the Executive Director, on behalf of the Texas Board of Nursing, does hereby accept the voluntary surrender of Registered Nurse License Number 816473, previously issued to DIANE HOLZMAN.

Effective this 23rd day of June, 2015.

A handwritten signature in cursive script, appearing to read "Katherine A. Thomas", is written over a horizontal line.

Katherine A. Thomas, MN, RN, FAAN
Executive Director on behalf
of said Board

BEFORE THE STATE BOARD OF NURSING
STATE OF COLORADO

Case Number: 2014-3200



I do hereby certify that
foregoing to be a true copy
of the document which
is on file or is of record
in my office

Kelly A. Zipp 3/11/15
Authorized Signature

**ORDER OF SUSPENSION FROM THE PRACTICE OF NURSING, PURSUANT TO
SECTION 12-38-116.5(8)(a), C.R.S.**

IN THE MATTER OF THE LICENSE TO PRACTICE PROFESSIONAL NURSING IN THE
STATE OF COLORADO OF DIANE HOPE HOLZMAN, RN LICENSE NUMBER 61890,

Respondent.

TO: Diane Hope Holzman, RN ("Respondent")

The State Board of Nursing, ("Board"), has reasonable cause to believe and finds that Respondent failed to comply with a valid Board Order issued pursuant to section 12-38-116.5(8)(a), C.R.S. Pursuant to section 12-38-116.5(8)(a), C.R.S., after careful review and consideration, the Board finds and orders that Respondent's license to practice professional nursing in the State of Colorado is hereby suspended by the Board effective March 2, 2015, based on the following:

1. Respondent was licensed to practice as a professional nurse in the State of Colorado on September 1, 1978, and was issued license number 61890. Respondent's professional nurse license expired on September 30, 2014.
2. On or about October 29, 2014, the Board reviewed all matters set forth in Board Case Number 2014-3200. Specifically, the Board reviewed information involving the Respondent's mental condition. Based on this information and the totality of the circumstances, the Board had reasonable cause to believe that Respondent is unable to practice nursing with reasonable skill and safety to patients because of a condition listed in section(s) 12-38-117(i), C.R.S. Thus, the Board ordered Respondent to submit to a mental examination pursuant to section 12-38-116.5(8)(a), C.R.S.
3. On or about November 12, 2014, the Board issued and mailed an Order ("Order") to Respondent to attend an appointment for a mental examination at Peer Assistance Services ("PAS"), 2170 South Parker Road, Suite 229, Denver, CO 80231. The appointment was scheduled for December, 2, 2014, at 9:00 a.m. Respondent was ordered to schedule additional timely appointments as necessary, to appear for all appointments with PAS, to provide any information requested by PAS, and to otherwise cooperate fully with PAS. Respondent was further ordered to continue thereafter to fully cooperate with PAS in a timely manner and to comply with any and all requests PAS deemed appropriate to facilitate any and all examinations necessary.
4. On or about November 18, 2014, Peer Assistance Services (PAS) informed the Board that the Respondent contacted PAS and the Board to say that she is living in another State and would not comply with the Board's Order to complete and examination at Peer Assistance Services.

5. According to section 12-38-116.5(8)(a), C.R.S., Respondent's failure to comply with the requirements of the Board's Order is a violation of that Order and is grounds for discipline.
6. Pursuant to section 12-38-116.5(8)(a), C.R.S., the Board is authorized to suspend Respondent's license to practice professional nursing in the State of Colorado until Respondent fully complies with the Board's Order.

THEREFORE IT IS ORDERED, in accordance with section 12-38-116(8)(a), C.R.S., that the license to practice professional nursing of Diane Hope Holzman is suspended, effective 5:00 P.M., on March 2, 2015. Any such suspension shall remain in effect until lifted by the Board and Respondent has received written notice from the Board that the suspension has been vacated. The Board shall lift the suspension upon review of evidence establishing that the Respondent has resumed compliance with the Board's November 12, 2014 Order.

COMMENCING AT 5:00 P.M. ON MARCH 2, 2015, RESPONDENT SHALL NOT ENGAGE IN OR PERFORM ANY ACT REQUIRING A COLORADO LICENSE TO PRACTICE PROFESSIONAL NURSING.

DATED AND SIGNED this 25th of FEBRUARY, 2015.

FOR THE STATE BOARD OF NURSING

Georgia G. Roberts
Georgia G. Roberts FOR GEORGIA G. ROBERTS
Program Director

