



STATE OF MAINE  
 BOARD OF NURSING  
 158 STATE HOUSE STATION  
 AUGUSTA, MAINE  
 04333-0158

ANGUS S. KING, JR.  
 GOVERNOR

JEAN C. CARON, M.S., R.N.  
 EXECUTIVE DIRECTOR

**BEFORE THE MAINE STATE BOARD OF NURSING**

IN THE MATTER OF LICENSE NO. )  
 R028853 ISSUED TO: )

WILLIAM E MULHOLLAND )

To practice professional nursing in )  
 the State of Maine )  
 ----- )

**ORDER TERMINATING  
 PROBATION**

WHEREAS, on **March 1, 1990**, License No. R028853 issued to William E. Mulholland was placed on "probation" pursuant to 32 M.R.S.A. Section 2105-A (1-A); and

WHEREAS, on **December 17-18, 1997**, the Board of Nursing duly considered all evidence presented to it concerning William E. Mulholland's compliance with the conditions of said probation; and

WHEREAS, the Board found that William E. Mulholland has completed all of the Order;

NOW, THEREFORE, it is ordered that the Order of Probation executed on **April 4, 1990** is hereby terminated.

DATED this **19th** day of **December 1997**.

**MAINE STATE BOARD OF NURSING**

BY   
 Jean C. Caron, M.S., R.N.  
 Executive Director



## Maine State Board of Nursing

295 WATER STREET  
AUGUSTA, MAINE 04330  
TEL. 289-5324

In re: )  
William E. Mulholland, R.N.) CONSENT AGREEMENT  
of New York, NY ) REGARDING PROBATIONARY  
STATUS OF LICENSURE

### INTRODUCTION

This document is a Consent Agreement regarding William E. Mulholland's license to practice professional nursing in the State of Maine, entered into pursuant to 32 M.R.S.A. Section 2105-A(1-A)(B) and 10 M.R.S.A. Section 8003(5)(A-1)(4). The parties to this Consent Agreement are: William E. Mulholland, R.N., the Maine State Board of Nursing ("Board") and the Department of Attorney General, State of Maine.

By letter dated August 8, 1989, Mr. Mulholland was informed of a complaint filed against him by Barbara Cromarty, R.N., Division of Licensing and Certification, Department of Human Services, and Linda Bradford, Director of Nursing, Pleasant Hill Health Facility, alleging incompetence and/or unprofessional conduct within the meaning of 32 M.R.S.A. Section 2105-A(2)(E) and (2)(F).

By letter dated September 26, 1989, Mr. Mulholland responded, through his attorney, John A. Chevrier, to the Board.

The Board requested that Mr. Mulholland meet with them in an informal conference on March 1, 1990. Mr. Mulholland appeared on that date and was represented by attorney John A. Chevrier.

### FINDINGS OF FACT

As a result of the Board's review of this matter, the Board made the following findings of fact:

1. There were numerous complaints from staff and supervisors, which were substantiated by investigators, of inappropriate responses to patients and staff by Mr. Mulholland.
2. One prior complaint was documented.

3. Mr. Mulholland denies the current allegation.
4. There are no documented patient or family complaints.
5. There is no documented evidence of harm to the patient.
6. Mr. Mulholland's assessment stated that the patient was in an agitated state when the medication was administered by Mr. Mulholland.
7. The non-professional staff stated that the patient was not in an agitated state when the medication was administered by Mr. Mulholland.
8. There is minimal documentation of licensee counseling.
9. Licensee had given a two month notice to quit, prior to the incident.
10. A Department of Human Services investigation revealed numerous allegations of inappropriate responses to patients and staff by the licensee.

#### COVENANTS

Based on the above findings of fact, the Board voted to place Mr. Mulholland's license on a probationary status for one year beginning on the date of the last signature on this Consent Agreement and under the following terms and conditions:

1. Mr. Mulholland shall not verbally abuse patients;
2. Mr. Mulholland shall not use excessive physical force with patients;
3. Mr. Mulholland shall safeguard the dignity and safety of patients; and
4. Mr. Mulholland shall not intentionally or negligently cause physical or emotional injury to a patient.

Furthermore, Mr. Mulholland is hereby issued, through this Consent Agreement, disciplinary action in the form of a WARNING, not to repeat any acts of patient abuse.

Finally, Mr. Mulholland hereby waives all claims of confidentiality and privilege he may have regarding reports to be submitted to the Board in accordance with this Consent Agreement.

DATED: 3.27.90

BY: William E Mulks Holland RN  
WILLIAM E. MULHOLLAND, R.N.

DATED: 3-19-90

BY: John A. Chevrier  
JOHN A. CHEVRIER, ESQ.  
Attorney for Licensee

DATED: 3/30/90

FOR THE MAINE STATE BOARD OF  
NURSING:  
BY: Jean C. Caron  
JEAN C. CARON, R.N.  
Executive Director

DATED: 4-4-90

FOR THE DEPARTMENT OF  
ATTORNEY GENERAL  
BY: James D. Bivins  
JAMES D. BIVINS  
Assistant Attorney General  
Counsel to the Board