

NORTH CAROLINA
FORSYTH COUNTY

NORTH CAROLINA BOARD
OF
CHIROPRACTIC EXAMINERS

In the matter of:)

W.P. HOLLAR, D.C.,)

Respondent)

INFORMAL SETTLEMENT AGREEMENT

The North Carolina Board of Chiropractic Examiners and Dr. W.P. Hollar hereby enter into an informal settlement agreement as follows:

1. The North Carolina Board of Chiropractic Examiners is a duly-constituted occupational licensing agency of the State and is responsible for enforcing the laws governing the practice of chiropractic in North Carolina.

2. Dr. W.P. Hollar is a licensed chiropractic physician maintaining an office and clinic in Kernersville, Forsyth County, North Carolina, and is subject to the jurisdiction of the Board of Examiners.

3. On or about April 10, 1996, the Secretary of the Board of Examiners, Dr. John Tierney, caused a disciplinary complaint to be issued alleging that Dr. Hollar engaged in lewd or immoral conduct against two female patients by performing purported breast examinations without clinical justification and in a manner that departed from the standards of acceptable care in this State.

4. Dr. Hollar denies having engaged in the lewd or immoral conduct described in the complaint.

5. The policy of the State of North Carolina, as codified in G.S. 150B-22, is that any dispute between an agency and another person that involves the person's rights, duties or privileges, including licensing, should be settled through informal procedures.

6. Dr. Hollar desires to settle the disciplinary complaint against him through informal procedures.

WHEREFORE, it is hereby stipulated and agreed between the parties that:

1. Dr. W.P. Hollar shall voluntarily surrender his license to practice chiropractic and be placed on active suspension for a period of ninety (90) consecutive days commencing on or before February 1, 1998. During the period of active suspension, Dr. Hollar shall not personally examine, treat or consult with any patient or prospective patient.

2. As a condition to reinstatement of his license, Dr. Hollar, at his own expense, shall take and pass the S.P.E.C. examination given by the National Board of Chiropractic Examiners.

3. After the period of active suspension has expired, Dr. Hollar shall be placed on probation for a period of three years, subject to the following terms and conditions:

- 1) Dr. Hollar shall not perform breast examinations on any patient;
- 2) Dr. Hollar shall not examine or treat any female patient without a chiropractic assistant or nurse being present in the same room;
- 3) If Dr. Hollar wilfully fails to abide by the terms of this agreement, he shall be subject to further

disciplinary action pursuant to G.S. 90-154(b)(20).

This the 17th day of December, 1997.

N.C. BOARD OF CHIROPRACTIC EXAMINERS

by: Dennis T. Hall
Dr. Dennis Hall, Secretary

W.P. Hollar
W.P. Hollar, D.C., Respondent