VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE:

BONNIE ZIENTEK, R.N. REINSTATEMENT APPLICANT LICENSE NO.: 0001-070677

NOTICE OF HEARING

Pursuant to §§ 2.2-4020, 2.2-4024(F), and 54.1-2400(11) of the Code of Virginia (1950), as amended ("Code"), Bonnie Zientek, who prior to its revocation on April 2, 2004, by the Board of Nursing held License No. 0001-070677, is hereby given notice that a formal administrative hearing will be held in the presence of a panel of the Board of Nursing. The hearing will be held on April 16, 2012, at 9:00 a.m., at the offices of the Department of Health Professions, Board of Nursing, Perimeter Center, 9960 Mayland Drive, Suite 201, Henrico, Virginia 23233, at which time Bonnie Zientek will be afforded the opportunity to be heard in person or by counsel.

At the hearing, Ms. Zientek has the following rights, among others: the right to representation by counsel; the right to have witnesses subpoenaed and to present witnesses on her behalf; the right to present documentary evidence; and the right to cross-examine adverse witnesses. If Ms. Zientek desires any witnesses to appear on her behalf, she must notify the Director of Administrative Proceedings, Department of Health Professions, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in accordance with the Instructions for Requesting Subpoenas.

The purpose of the hearing is to receive and act upon Bonnie Zientek's application for reinstatement of her license to practice professional nursing in Virginia, which was revoked by Order of the Board entered on April 2, 2004, and to inquire into evidence that Ms. Zientek may have violated certain laws and regulations governing nursing practice in Virginia, as more fully set forth in the Statement of Particulars below.

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The burden rests upon Ms. Zientek, as the applicant, to demonstrate that she is capable of resuming the safe and competent practice of professional nursing in Virginia.

Pursuant to § 54.1-2409 of the Code, reinstatement of Ms. Zientek's license requires the affirmative vote of three-fourths of the members of the Board in attendance at the hearing.

STATEMENT OF PARTICULARS

The Board alleges that:

- 1. Bonnie Zientek may have violated § 54.1-3007(6) of the Code in that she may be unable to safely practice professional nursing due to substance abuse issues, as she acknowledged in signing a Participation Contract with the Health Practitioners' Monitoring Program on February 20, 2012.
- 2. Ms. Zientek may have violated § 54.1-3007(1) of the Code and 18 VAC 90-20-300(A)(1)(b) of the Regulations Governing the Practice of Nursing in that on her application for reinstatement of her license to practice professional nursing, received by the Board on November 21, 2011, she answered "No" to the question "Do you have a mental, physical or chemical dependency condition which could interfere with your current ability to practice nursing?" when, in fact, by her own admission, she is an addict and at risk for a relapse.
- 3. Ms. Zientek may have violated § 54.1-3007(4) of the Code in that on or about January 7, 2005, in the Henrico County, Virginia, Circuit Court, Ms. Zientek was convicted of one count of prescription fraud, a misdemeanor involving moral turpitude.

FOR THE BOARD

Jay P Douglas R.N., M.S.M., C.S.A.C.

Executive Director for the

Board of Nursing

ENTERED: March 19 Tho12