

**VIRGINIA:**

**BEFORE THE BOARD OF NURSING**

**IN RE:       FRANK W. DUDLEY, Jr., L.P.N.**  
**License No.: 0002-088915**

**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”), Frank W. Dudley, Jr., L.P.N., who holds License No. 0002-088915 to practice practical nursing in Virginia, which expires on August 31, 2016, 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 September 14, 2015, at 9:30 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 Mr. Dudley will be afforded the opportunity to be heard in person or by counsel.

At the hearing, Mr. Dudley has the following rights, among others: the right to representation by counsel; the right to have witnesses subpoenaed and to present witnesses on his behalf; the right to present documentary evidence; and the right to cross-examine adverse witnesses. If Mr. Dudley desires any witnesses to appear on his behalf, he 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.

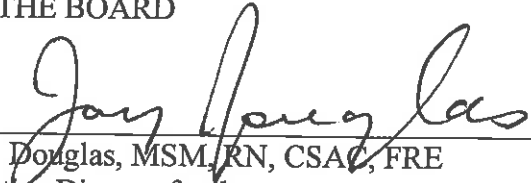
The purpose of the hearing is to inquire into evidence that Frank W. Dudley, Jr., L.P.N., may have violated certain laws and regulations governing practical nursing practice in Virginia, as more fully set forth in the Statement of Particulars below.

### STATEMENT OF PARTICULARS

The Board alleges that:

1. Frank W. Dudley, Jr., L.P.N., may have violated § 54.1-3007(2), (5), and (8) of the Code and 18 VAC 90-20-300(A)(2)(f) of the Regulations Governing the Practice of Nursing (“Regulations”) in that as found by the California Department of Public Health, during the course of his employment as a certified nurse assistant at Blythe Nursing Care Center, Blythe, California, on or about December 5, 2012, Mr. Dudley called a resident a derogatory name and kicked her bed. When the resident’s roommate became upset and yelled for her daughter, Mr. Dudley told her that her daughter was dead.
2. Mr. Dudley may have violated § 54.1-3007(7) in that, on or about November 4, 2013, his certificate to practice as a nurse assistant in the State of California was revoked based on the findings contained in Allegation No. 1.
3. Mr. Dudley may have violated § 54.1-3007(1) of the Code and 18 VAC 90-20-300(A)(1)(b) of the Regulations in that on the application for licensure as a practical nurse dated April 1, 2013, Mr. Dudley answered “no” to the question, “have you ever been the subject of an investigation by any licensing authority,” when, in fact, he was notified by letter on or about December 20, 2012, of the investigation in California.
4. Mr. Dudley may have violated § 54.1-3007(2) of the Code and 18 VAC 90-20-300(A)(2)(e) of the Regulations in that he failed to reveal his employment at Blythe Nursing Care Center on the employment applications with Envoy of Lawrenceville dated March 11, 2013, and Community Memorial Health Center dated May 21, 2013.

FOR THE BOARD

A handwritten signature in cursive script that reads "Jay Douglas". The signature is written in black ink and is positioned above a horizontal line.

Jay P. Douglas, MSM, RN, CSAC, FRE  
Executive Director for the  
Board of Nursing

ENTERED: August 12<sup>th</sup>, 2015