

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: BARRY R. RICK, R.N. REINSTATEMENT APPLICANT
License No.: 0001-202828

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”), Barry R. Rick, who, prior to its suspension by the Department of Health Professions on August 31, 2010, held License No. 0001-202828 to practice professional nursing in Virginia, 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 July 13, 2015, 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 Mr. Rick will be afforded the opportunity to be heard in person or by counsel.

At the hearing, Mr. Rick 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. Rick 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 receive and act upon Mr. Rick’s application for reinstatement of his license to practice professional nursing in Virginia, which was mandatorily suspended by the Department of Health Professions on August 31, 2010, and to inquire into evidence that Mr. Rick may have violated certain laws governing professional nursing practice in Virginia, as more fully set forth in the Statement of Particulars below.

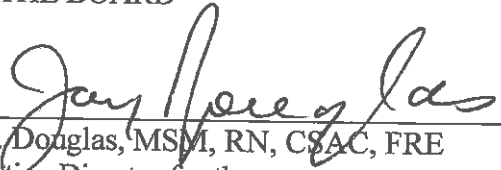
The burden rests upon Mr. Rick, as the applicant, to demonstrate that he is capable of resuming the safe and competent practice of professional nursing in Virginia.

Pursuant to § 54.1-2409 of the Code, reinstatement of Mr. Rick'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 Barry R. Rick may have violated § 54.1-3007(7) of the Code in that pursuant to an Order entered on August 9, 2010, by the Minnesota Board of Nursing, Mr. Rick's license to practice professional nursing was suspended upon receipt of notice from the Minnesota Commissioner of Revenue that Mr. Rick owed \$500.00 or more in delinquent taxes. Said action formed the basis of the mandatory suspension of his license to practice in Virginia.

FOR THE BOARD



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

ENTERED: _____

