

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: ANTHONY S. CARPENTER, L.P.N. REINSTATEMENT APPLICANT

NOTICE OF HEARING

Pursuant to §§ 2.2-4020, 2.2-4021, 54.1-110, 54.1-2400(11) and 54.1-2409 of the Code of Virginia (1950), as amended, ("Code"), Anthony S. Carpenter, L.P.N., Reinstatement Applicant, is hereby given notice that, pursuant to § 2.2-4024(F), a formal administrative hearing will be held in the presence of the Board of Nursing ("Board"). The hearing will be held on May 17, 2006, at 10:00 a.m., at the offices of the Department of Health Professions, 6603 West Broad Street, Fifth Floor, Richmond, Virginia, at which time Mr. Carpenter will be afforded the opportunity to be heard in person or by counsel.

At the hearing, Mr. Carpenter 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. Carpenter desires any witnesses to appear on his behalf, he must notify the Director of Administrative Proceedings, Department of Health Professions, 6603 West Broad Street, Fifth Floor, Richmond, Virginia 23230-1712, in accordance with the Instructions for Requesting Subpoenas.

As the applicant, the burden of proof shall be upon Mr. Carpenter to provide evidence satisfactory to the Board that he is prepared to resume the safe and competent practice of nursing. Pursuant to § 54.1-2409 of the Code, reinstatement of Mr. Carpenter's license requires the affirmative vote of three-fourths of the members of the Board in attendance at the hearing.

The purpose of the hearing is to receive and act upon Mr. Carpenter's application for the reinstatement of his license to practice as a practical nurse in the Commonwealth of Virginia, which was mandatorily suspended by the Department of Health Professions on March 6, 2006, pursuant to § 54.1-2409 of the Code, due to the suspension of Mr. Carpenter's practical nursing license by Order of the Ohio Board of Nursing entered July 22, 2005, for a period of not less than three years retroactive to March 2005. Said suspension may constitute a violation of § 54.1-3007(7) of the Code.

FOR THE BOARD

*for* *Susan Bell Rosen*  
Jay P. Douglas R.N., M.S.M., C.S.A.C.  
Executive Director  
Board of Nursing

Entered: *May 4, 2006*