

1972 WL 25944 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

March 3, 1972

***1 Re: Mrs. Naomi Furman Whitney Fields**

Mr. Morris D. Rosen
Attorney at Law
45 Broad Street
Charleston, South Carolina 29402

Dear Mr. Rosen:

Your inquiry relating to the reinstatement of the nursing license for Mrs. Fields has been referred to me for reply.

I am of the opinion that the Board does not have the power to reinstate a revoked license and, therefore, cannot entertain any application from Mrs. Fields for reinstatement. However, I do believe that the Board can entertain an application for a new license provided Mrs. Fields can meet the qualifications required of all new applicants.

Please note, however, the provisions of Section 56-993 of the Code of Laws of South Carolina (1971 Cum.Supp.), which requires that all applicants be of good moral character. The conduct to which Mrs. Fields pled guilty and for which her prior license was revoked raises a strong presumption that Mrs. Fields does not have good moral character. She will have a very heavy affirmative burden of proof to carry in establishing good moral character to the Board.

By copy of this letter, I am advising the Board to entertain a new application for license from Mrs. Fields and requesting that they forward to you all of the material ordinarily provided new applicants for licensing.

Very truly yours,

Edwin B. Brading
Assistant Attorney General

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