

(c) has willfully or repeatedly violated any provision of these Regulations promulgated by the Commissioners;

(d) is an intemperate consumer of intoxicating liquors or is addicted to the use of habit-forming drugs;

(e) is guilty of conduct which disqualifies him to practice ophthalmic dispensing with safety to the public;

(f) is guilty of hiring, supervising, permitting, or aiding unlicensed persons to practice ophthalmic dispensing in the District, except as authorized by Section 12-2605 of these Regulations;

(g) is guilty of practicing while his license is suspended;

(h) has willfully deceived or attempted to deceive the Commission withence to any matter which it has under investigation;

(i) is guilty of making any rebate of any kind to any person for directing ophthalmic dispensing business to him or his establishment;

(j) is guilty of advertising individual superiority in the performance of ophthalmic dispensing services, or advertising in a manner derogatory of others performing similar services.

(k) who knowingly practices in the employment of, or in association with, any person who is unlawfully practicing ophthalmic dispensing.

12-2634. *Investigation of grounds.* The Commission may upon its own motion and shall upon the sworn complaint in writing of any person setting forth charges which, if proved, would constitute grounds for refusal, suspension, or revocation of the license as hereinabove set forth, request the Director to investigate the actions of any person holding, claiming to hold, or applying to hold any license provided for in these Regulations.

12-2635. *Opportunity for applicant or licensee to have a hearing.* Every licensee or applicant for a license, except applicants for reinstatement after revocation, shall be afforded notice and an opportunity to be heard prior to the action of the Commission, the effect of which would be:

(a) to deny permission to take examination for a license, for which applicant has correctly filed and whose application has been accepted;

(b) to deny a license after examination for any cause other than failure to pass an examination;

(c) to deny a license by endorsement to an applicant who meets the qualifications specified in Section 12-2608 of these Regulations;

(d) to suspend a license; or

(e) to revoke a license.

12-2636. *Notice of contemplated action. Request for hearing and notice of hearing.*

(a) When the Commission contemplates taking any action of the type specified in subsections (a), (b), or (c) of Section 12-2635 of these Regulations, it shall give to the applicant a written notice containing a statement:

(1) that the applicant has failed to satisfy the Commission as to his qualifications to sit for examination or to be issued a license, as the case may be;

(2) indicating in what respect the applicant has failed to satisfy the Commission; and

(3) that the applicant may secure a hearing before the Committee by depositing in the mail within twenty days after service of said notice, a certified letter addressed to the Commission and containing a request for a hearing.

(b) When the Commission contemplates taking any action of the type specified in subsections (c) or (d) of Section 12-2635 of these Regulations, it shall give the licensee a written notice containing a statement:

(1) that the Commission has sufficient evidence, and setting forth the same, which, if not rebutted or explained, justifies the Commission in taking the contemplated action; and

(2) that unless the licensee, within twenty days after service of said notice, deposits in the mail a certified letter addressed to the Commission and containing a request for a hearing, the Commission will take the contemplated action.

12-2637. *Procedure when a person fails to request a hearing.* If an applicant for or holder of a license does not mail a request for a hearing within the time and in the manner required by Section 12-2636 of these Regulations, the Commission may, without a hearing, take the action contemplated in the notice. The Commission shall, in writing, inform the applicant or licensee, the Corporation Counsel, and the Director of the Commission's action.

12-2638. *Notice of hearing.* If an applicant for or holder of a license does mail a request for a hearing as required in Section 12-2636 of these Regulations,