



**STATE OF NORTH CAROLINA  
OFFICE OF ADMINISTRATIVE HEARINGS**

February 1, 2024

Johnny M. Loper, Esq.  
North Carolina Board of Examiners in Optometry  
Sent via email to [jloper@loper-law.com](mailto:jloper@loper-law.com)

Re: Return of 21 NCAC 42D .0102

Dear Mr. Loper:

At its November 2023 meeting, the Rules Review Commission (“RRC”) objected to the adoption of the above captioned Rule in accordance with G.S. 150B-21.9(a).

The Board of Examiners in Optometry submitted a revised rule on December 20, 2023 pursuant to G.S. 150B-21.12(a)(1).

At its January 2024 meeting and the pursuant to G.S. 150B-21.12(c), the RRC found that the revised rule satisfied the RRC’s objection; however, it also determined that the revised rule was a substantial change and will need to be published and reviewed pursuant to G.S. 150B-21.2(g).

If you have any questions or concerns, please do not hesitate to contact me.

Sincerely,

/s/ William W. Peaslee  
William W. Peaslee  
Commission Counsel

CC: Ashlely B. Snyder, Codifier of Rules

**Donald Robert van der Vaart**, Director  
Chief Administrative Law Judge

**John Evans**,  
Senior Administrative Law Judge

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1711 New Hope Church Road, Raleigh, NC 27609  
Telephone: (984) 236-1850 | Facsimile: (984) 236-1871  
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